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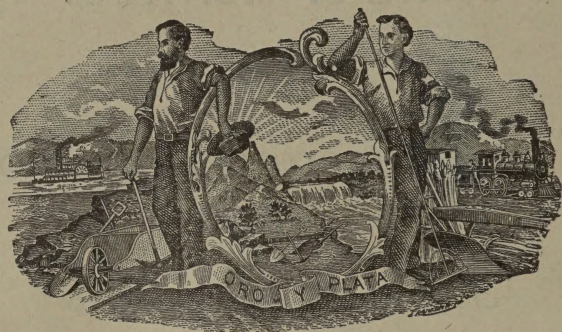
HOUSE JOURNAL
OF THE
Seventeenth
Legislative Assembly
OF THE
STATE OF MONTANA
AND THE
First Extraordinary Session
OF THE
Seventeenth Legislative
Assembly

Held at Helena, the Seat of Government of said State, commencing
January 3, 1921 and ending March 22, 1921

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OFFICERS AND MEMBERS

OF THE

77th Legislative Assembly of the State of Montana

Governor, JOS. M. DIXON

Lieutenant Governor and President of the Senate, NELSON STORY, JR.

Speaker of the House, FRED L. GIBSON

HOUSE OF REPRESENTATIVES

NAME	RESIDENCE	COUNTY	POLITICS
Allen, Geo. R.	Virginia City	Madison	Republican
Anderson, R. L.	Ismay	Custer	Republican
Arnold, W. P.	Richey	Dawson	Republican
Austin, Harry H.	Big Timber	Sweetgrass	Republican
Beley, Ward	Harlowton	Wheatland	Republican
Bell, Geo. H.	White Sul. Springs	Meagher	Republican
Bergeson, O. A.	Geraldine	Choteau	Republican
Berglin, J. O.	Chester	Liberty	Republican
Black, William M.	Shelby	Toole	Republican
Blomquist, Harvey L.	Great Falls	Cascade	Republican
Bohling, John B.	Dutton	Teton	Republican
Boorman, C. E.	Great Falls	Cascade	Republican
Brasier, Chas. A.	Butte	Silver Bow	Republican
Brockway, B. G.	Billings	Yellowstone	Republican
Brooks, Joseph	Livingston	Park	Republican
Brown, Earl W.	Helena	Lewis and Clark	Republican
Brown, Geo. A.	St. Regis	Mineral	Democrat
Buell, H. S.	Bozeman	Gallatin	Republican
Cady, William M.	Libby	Lincoln	Republican
Carlson, B. E.	Weldon	McCone	Democrat
Cavanaugh, Miles J.	Butte	Silver Bow	Republican
Charters, J. H.	Grass Range	Fergus	Republican
Chatfield, M. D.	Helena	Lewis and Clark	Republican
Conser, C. C.	Plevna	Fallon	Republican
Cooney, E. H.	Great Falls	Cascade	Republican
Covell, Chas. L.	Lewistown	Fergus	Republican
Crumbaker, Calvin	Carter	Choteau	Republican
Daily, John R.	Missoula	Missoula	Republican
Dillavou, R. C.	Billings	Yellowstone	Republican
Dodds, Percy F.	Whitefish	Flathead	Republican
Dowlin, Chas. M.	Forsyth	Rosebud	Republican
Dowlin, W. E.	Billings	Yellowstone	Republican
Dunbar, Herbut G.	Three Forks	Gallatin	Republican
Dunn, Robert J.	Anaconda	Deer Lodge	Republican
English, Gus B.	Anaconda	Deer Lodge	Republican
Fairgrieve, Alex	Washoe	Carbon	Republican
Faust, H. J.	Drummond	Granite	Republican
Felton, W. R.	Square Butte	Choteau	Republican
Geis, Homer E.	Winnett	Fergus	Republican
Gibson, Fred L.	Livingston	Park	Republican
Gillette, F. B.	Hinsdale	Valley	Republican
Goodland, W. H.	Butte	Silver Bow	Republican
Goodman, Alex	Great Falls	Cascade	Republican
Green, E. J.	Kalispell	Flathead	Republican
Green, Henry R.	Lindsay	Dawson	Republican
Gullidge, A. O.	Terry	Prairie	Republican
Hanson, Fred	Flaxville	Daniels	Republican
Haskell H. J.	Glendive	Dawson	Republican
Hathaway, Mrs. Maggie Smith	Stevensville	Ravalli	Democrat
Haynes, C. E.	Fort Benton	Choteau	Republican
Hills, H. G.	Purewater	Garfield	Republican
Hunter, James	Klein	Musselshell	Republican
Johnson, Albert	Denton	Fergus	Republican
Johnson, Edw. C.	Anaconda	Deer Lodge	Republican
Johnson, Howard A.	Butte	Silver Bow	Republican
Jones, Dudley	Dodson	Phillips	Republican
Kemp, R. W.	Missoula	Missoula	Republican
Kenyon, D. C.	Chinook	Blaine	Republican
King, Don B.	Butte	Silver Bow	Democrat

HOUSE OF REPRESENTATIVES—Continued

NAME	RESIDENCE	COUNTY	POLITICS
Knudsvig, K. H.	Larshan	Valley	Independent
Lakin, William P.	Miles City	Custer	Republican
Larson, L. S.	Fairview	Richland	Republican
MacDonald, T. H.	Kalispell	Flathead	Republican
McDonald, Thos. F.	Butte	Silver Bow	Republican
McQuarrie, Daniel L.	Missoula	Missoula	Republican
Northey, W. H.	Ryegate	Golden Valley	Republican
Ogden, Earl	Augusta	Lewis and Clark	Republican
O'Hara, R. A.	Hamilton	Ravalli	Republican
Parsons, Henry R.	Williams	Pondera	Republican
Peden, W. A.	Hardin	Big Horn	Republican
Penewell, T. A.	Miles City	Custer	Republican
Perrine, J. A.	Cut Bank	Glacier	Republican
Phelps, E. T.	Baylor	Valley	Republican
Provinse, H. C.	Red Lodge	Carbon	Republican
Ray, J. D.	Columbus	Stillwater	Republican
Reeves, A. I.	Helena	Lewis and Clark	Republican
Reid, C. W.	Been	Wibaux	Republican
Rhoads, Harmon T.	Choteau	Teton	Republican
Rickard, H. E.	Poplar	Roosevelt	Republican
Riggs, D. F.	Whitehall	Jefferson	Republican
Rixon, F. P.	Billings	Yellowstone	Republican
Roberts, J. W.	Great Falls	Cascade	Republican
Rodgers, Harry G.	Dillon	Beaverhead	Republican
Rouleau, Ed	Butte	Silver Bow	Democrat
Sales, Allen H.	Bozeman	Gallatin	Republican
Sandy, B. B.	Elgin	Carter	Republican
Scharnikow, Edward	Deer Lodge	Powell	Democrat
Scofield, John L.	Biddle	Powder River	Republican
Shoemaker, Edgar M.	Helena	Lewis and Clark	Republican
Shoemaker, J. A.	Billings	Yellowstone	Republican
Sickler, A. R.	Forsyth	Rosebud	Democrat
Silver, Francis A.	Butte	Silver Bow	Republican
Skulason, S. G.	Thompson Falls	Sanders	Republican
Smith, Charles A.	Whitefish	Flathead	Republican
Snell, James	Butte	Silver Bow	Republican
Spencer, John T.	Bridger	Carbon	Republican
Spratt, G. C.	Benchland	Judith Basin	Democrat
Stevens, Harry R.	Great Falls	Cascade	Republican
Stoner, Clair	Outlook	Sheridan	Democrat
Swift, C. R. Jr.	Hysham	Treasure	Republican
Treloar, Sam H.	Butte	Silver Bow	Republican
Troy, T. J.	Havre	Hill	Republican
Wade, Geo. T.	Butte	Silver Bow	Republican
Wallace, Lloyd I.	Ronan	Missoula	Republican
Warren, Chas. S.	Butte	Silver Bow	Republican
Wilcomb, A. J.	Twin Bridges	Madison	Republican
Williams, Arthur	Radersburg	Broadwater	Republican
Worden Tvler	Missoula	Missoula	Republican

R. H. WIEDMAN, Chief Clerk.

STATE SENATORS

NAME	RESIDENCE	COUNTY	POLITICS
Anderson, J. W.	Sidney	Richland	Republican
Booth, Edwin S.	Baker	Fallon	Republican
Burgess, Charles N.	Townsend	Broadwater	Democrat
Burlingame, James M.	Great Falls	Cascade	Republican
Church, Ray	Helena	Lewis and Clark	Democrat
Clark, T. L.	Sweetgrass	Toole	Democrat
Coburn, J. W.	Cut Bank	Glacier	Republican
Cone, Frank	Hamilton	Ravalli	Republican
Connelly, F. B.	Billings	Yellowstone	Republican
Cooper, George R.	St. Regis	Mineral	Republican
Cowan, William T.	Box Elder	Hill	Republican
Craig, James W.	Pinielee	Carter	Republican
Dearborn, Mark D.	Roundup	Musselshell	Republican
Dixon, Hans J.	Dagmar	Sheridan	Democrat
Donlan, Edward	Missoula	Missoula	Republican
Edwards, J. E.	Forsyth	Rosebud	Republican
Esp, John T.	Big Timber	Sweetgrass	Republican
Foster, John E.	Harlowton	Wheatland	Republican
Gallwey, H. A.	Butte	Silver Bow	Democrat
Gibson, L. D.	Hysham	Treasure	Republican
Greening, C. W.	Hardin	Big Horn	Republican
Greenup, Luther G.	West Fork	Daniels	Democrat
Griffin, James	Chinook	Blaine	Republican
Haaaland, J., Jr.	Joplin	Liberty	Democrat
Haley, W. S.	Terry	Prairie	Republican
Harmon, W. E.	Bozeman	Gallatin	Republican
Hazelbaker, F. A.	Dillon	Beaverhead	Republican
Hefferlin, C. S.	Livingston	Park	Republican
Henderson, W. C.	Jordan	Garfield	Republican
Heren, R. P.	Miles City	Custer	Republican
Jensen, Peter C.	Powderville	Powder River	Republican
Junod, O. H.	Sheridan	Madison	Republican
Kinney, John C.	Wibaux	Wibaux	Republican
Kirton, Herbert	Malta	Phillips	Republican
Larson, T. O.	Choteau	Teton	Republican
Leuthold, J. H.	Park City	Stillwater	Republican
Lewis, Vernon E.	Fort Benton	Choteau	Republican
Long, F. A.	Eureka	Lincoln	Republican
Lowe, Henry	Culbertson	Roosevelt	Republican
Loy, Loren W.	Ryegate	Golden Valley	Republican
McCone, George	Lambert	Dawson	Republican
McKay, John F.	Noxon	Sanders	Democrat
Mains, D. F.	Valier	Pondera	Republican
Mears, John L.	Geyser	Judith Basin	Republican
Page, John R.	Philipsburg	Granite	Democrat
Parker, Montgomery H.	Boulder	Jefferson	Democrat
Paul, W. J.	Deer Lodge	Powell	Republican
Pauline, Robert	Kalispell	Flathead	Republican
Rorvik, Peter	Circle	McCone	Democrat
Siegfriedt, Dr. J. C. F.	Bearcreek	Carbon	Republican
Slattery, John L.	Glasgow	Valley	Republican
Stewart, James H.	Sixteen	Meagher	Democrat
Stewart, T. P.	Anaconda	Deer Lodge	Republican
White, B. C.	Buffalo	Fergus	Democrat

*Holdovers. Elected in 1918.

C. J. McALLISTER, Secretary.

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210	An Act to authorize and direct the State Board of Examiners to execute a deed to the Selway-Gardiner Sheep Company, conveying the south half of the south half of Section 36, Township 6 North, Range 11 West, etc.	322, 374, 375, 429, 440, 453, 461, 499, 682, 725, 833, 857, 884.
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60	An Act amending Section 9791 of the Revised Codes of Montana of 1907, relating to the President of the Montana State Industrial School.....	10, 37, 58, 70, 90, 104, 106, 117, 121, 124, 167, 174, 184, 200, 246, 247, 253, 283.
61	An Act amending Section 9794 of the Revised Codes of Montana of 1907, relating to the duties of the managing officer of the Montana State Industrial School.....	10, 37, 66, 81, 83, 90, 94, 102, 104, 106, 140, 150, 151, 189, 190, 212, 215, 216, 246.
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65	An Act amending Section 1 of Chapter 107 of the Laws of the Twelfth Legislative Assembly of the State of Montana of 1911, relating to bonding fire districts in incorporated cities and towns.....	11, 37, 66, 69, 81, 83, 90, 94, 104, 106, 108, 125, 130, 176, 178, 182, 200.
66	An Act amending Sections 2, 14, 23, and 24, of Chapter 120 of the Laws of the Twelfth Legislative Assembly of the State of Montana of 1911, relating to the State Coal Mine Inspector, and repealing Section 25 of said Chapter and all Acts and parts of Acts in conflict herewith	11, 37, 66, 69, 81, (83), 90, 94, 102, 104, 106, 116, 176, 178, 183, 200.
67	An Act amending Sections 1100, 1101, 1103, and 1105, of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana of 1913, and repealing Section 1102 of said Chapter and all other acts and parts of Acts in conflict herewith.....	11, 37, 90, 104, 106, 146, 147, 163, 175, 192, 205, 213, 220, 310, 314, 338, 365.
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73	An Act to amend Section 2 of Chapter 222 of the Acts of the Sixteenth Legislative Assembly of Montana of 1913, relating to the appointment and compensation of Deputy County Officers.....	11, 37, 90, 104, 106, 471, 500, 603, 605, 617, 779, 786, 836, 844, 884.
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77	An Act amending Section 2 of Chapter 95 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to the abatement of certain places termed nuisances.....	11, 37, 90, 104, 106, 118, 121, 142, 145, 155, 214, 221, 224, 233, 247, 310, 314, 338, 365.
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81	An Act amending Sections 1, 2, 3, 4, 5, 6, 7 and 13, of Chapter 12 of Chapter 172 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to special improvements on highways in certain districts, adding to the Act aforesaid five new Sections to be known as Sections 4A, 4B, 6A, 9A, and 9B; repealing Section 9 of the Act aforesaid and all other Acts and parts of Acts in conflict herewith.....	12, 47, 90, 104, 106, 118, 384, 426, 441, 444, 457, 505, 631.
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85	An Act relating to the assessment for the purpose of taxation of bank stock and the payment of taxes thereon; providing for the furnishing of certain information to County officials by Bank officials, and repealing Chapter 31 of the Laws of the Fourteenth Legislative Assembly of the State of Montana of 1915, and all Acts and parts of Acts in conflict herewith.....	12, 37, 90, 104, 106, 146, 147, 163, 175, 192, 254, 266, 275, 353, 363, 367, 415.

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93	An Act relating to the appointment of Deputy County Attorneys, and repealing all Acts and parts of Acts in conflict herewith.....	12, 37, 90, 104, 106, 471, 496, 599, 603, 606, 617, 797.
94	An Act relating to the commitment of delinquent children to the Montana State Industrial School, prescribing the form of such commitment, and repealing all Acts and parts of Acts in conflict herewith.....	12, 37, 90, 93, 98, 104, 106, 117, 121, 124, 135, 138, 139, 246, 247, 253, 283.

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273	An Act to amend Section 3618 of the Revised Codes of Montana of 1907, relating to marriage licenses.	501, 525, 577, 595, 597, 600, 779.
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294	An Act to amend Section 13 of Chapter 145 of the Session Laws of 1917, entitled: "An Act to provide for the organization of special road districts, etc.".....	601, 603, 609, 610, 614, 644, 647, 684, 738, 740, 743, 801.
295	An Act to amend Section 7436, Revised Codes of Montana, 1907, relating to letters of administration, etc.	602, 609.
296	An Act to amend subdivision 11 of Section 508 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of Montana, as amended, etc.....	603, 606, 611, 616, 663, 673, 689, 698.
297	An Act defining the rights of purchasers of lands at mortgage foreclosure, and execution sales, etc.....	606, 703, 739, 743, 744, 751, 797, 815, 832, 836, 849, 859, 864, 866, 883, 884.

No.	Title of Act	Page
298	An Act providing that all school districts in the State of Montana, which may have been heretofore or which may be hereafter divided by the creation of a new county under the provisions of Chapter 112, Laws of the Twelfth Legislative Assembly, or Chapter 133, Laws of the Thirteenth Legislative Assembly, or Chapter 139 Laws of the Fourteenth Legislative Assembly, or Chapter 226, Laws of the Sixteenth Legislative Assembly of the State of Montana, shall be joint school districts, etc.	611, 645, 646, 647, 648, 660, 661, 662, 669, 679, 683, 702.
299	An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article XII of the Constitution, as amended, creating county boards of equalization, etc.	705, 815, 817, 883.

No.	Title of Act	Page
HOUSE JOINT RESOLUTIONS IN HOUSE.		
1	Relating to the leasing of State lands.....	79, 86, 149, (169), 175, 185, 186, 195, 213, 221, 268, 283, 700, 725, 727, 815, 866.
2	There are two Resolutions numbered 2, one by Warren, relating to manganese ores mined during the war, etc., and prefaced as "Resolution No. 1", and one by Hathaway, requiring that all lobbyists be required to register. Page reference cover both.....	137, 183, 201, 246, 268, 283, 292, 323, 330, 333.
3	No record.	
4	Relating to the dismissal of employees of the State Highway Commission which can be done without injury to the service.....	171, 179.
5	No record.	
6	There are two joint resolutions numbered 6, one by Committee on Revenue and Taxation directing the Secretary of State to withhold the issuance of motor licenses, plates, etc., for 1921, and the other by Hathaway, relative to the indexing of the Constitution of the State. Page reference cover both.....	250, 252, 255, 256, 269, 327, 349, 451.
7	Requesting the Industrial Accident Board to investigate the conditions governing the employment of aged workmen in the State, etc.....	420, 476, 510, 563, 565, 657, 661, 682, 725.
8	Memorializing the President of the United States and Congress to establish a bureau or department of publicity.	(409 , 645, 669.
13	Evidently intended for House Joint Memorial.....	(465).
SENATE JOINT RESOLUTIONS IN HOUSE.		
1	Relating to the efforts of the State of Washington and the citizens to Dam the outlet of Flathead Lake in Flathead County, Montana, etc.....	122, 124, 149, 150, 153, (169), 200, 202, 212, 246.
2	Relating to the opening of a direct passage to the Sea from Lake Superior to the St. Lawrence River, etc.	162, 257, 260, 263, 298, 324, 336, 366, 410, 416, 450, 631.

No.	Title of Act	Page
3	Relating to the disposition of the cut-over timber lands of the State of Montana.....	201, 211, 395, 398, (407), 596, 602, 639, 679.
4	Requesting the Congress of the United States to pass the so-called Chamberlain-McArthur Bill for Federal Aid in the construction of Post Roads, etc.....	244, 250, 266, 276, 298, 316, 314, 338, 365, 606.
5	Requesting Congress of the United States to pass legislation for the relief of the people who are suffering from unjust burden of exorbitant prices for certain commodities.	244, 250, 340, 376, 379, 426, 428, 438, 497.
6	Relating to Freedom of Ireland and Canada.....	314.
7	Relating to the endorsement of the so-called McFadden Bill, H. R. 13201, now before Congress to protect the gold monetary reserve of the United States by stimulating gold production.....	414, 523, 576, 595, (601), (602), 618, 689, 697, 738, 740, 743, 801.
8	Directing the State Highway Engineer of Montana to refrain from creating any further obligations on the part of the State until such time as the Legislative Assembly may have completed its labors, etc.....	469, 474, 596, 602, 639, 679.
9	Extending to Governor Joseph M. Dixon, for address delivered to Joint Assembly of the Seventeenth Legislative Assembly, on February 22, 1921.....	740, 751, 825, 870.
SENATE JOINT MEMORIALS IN HOUSE.		
1	There are two Senate Joint Memorials numbered 1, one of which relates to legislation by Congress with reference to the use of the waters of Yellowstone Lake for irrigation purposes, and the other of which relates to legislation by Congress with reference to the so-called Gronna, Kendricks and Kenyon Senate Bills, and Anderson House Bill, to regulate commerce between States in livestock, meats and other products, etc. Page references cover both.....	51, 146, 190, 201, 202, 209, 239, 252, 299, 324, 336, 410, 416, 450.
2	Memorializing Congress of the United States to enact appropriate legislation, and provide necessary funds for the completion of Federal Reclamation Projects.....	132, (135), 202, 246, 344, 345, 384, 449, 470, 474, 481, 512, 640, 715, 726, 742.

No.	Title of Act	Page
3	Memorializing Congress to set aside a tract of land as a monument to be designated "Battle of the Bear's Paw."	(407), 443, 470, 532, 577, 595, 602, 618, 689, 697, 738, 740, 743, 801.
4	Memorializing Congress to enact legislation to prevent the emigration of aliens for five years.....	530, 595, 603, 606, 609, 617, 634, 647, 664, 738, 740, 743, 801.
7	Evidently intended for Senate Joint Resolution.....	(601), (602).
HOUSE JOINT MEMORIALS IN HOUSE.		
1	Memorializing Congress with reference to Senate Bill No. 3944, by Gronna, relative to the regulation of the packing industry.	46, 52, 75, 89, 119, 175, 176, 177, 208, 227, 229, 232, 388, 884.
2	Memorializing the Congress of the United States to enact necessary legislation to impose an import duty on Flax, etc.	62, 108, (135), 138, 154, 177, 189, 201, 214, 227, 232, 388.
3	Memorializing the President of the United States and Congress to set aside and covering certain lands known as the "Gates of the Rocky Mountains", as a National Monument, and withdrawing the same from entry.....	170, 229, 300, 302, 355, 376, 389, 408, 427, 449, 474, 497, 541, 613.
4	No record.	
5	Memorializing the Congress of the United States for amendment of the Act of Congress of May 30, 1908, opening for entry and settlement, under the land laws of the United States, the Fort Peck Indian Reservation.	220, 239, 274, 324, 333, 350, 382, 449, 474, 541, 602, 613.
6	No record.	
7	Memorializing the Congress of the United States for the passing of legislation now pending, for the care and rehabilitation of our soldiers, sailors and marines who were injured in the late war.....	274, 435, 546, 548, 555, 559, 654, 744, 768, 801, 837, 857, 884, 885, 888.

No.	Title of Act	Page
8	Memorializing the Senate of the United States, to enact into law, the Bill introduced by Senator Kenyon, of Iowa, providing for the registration and identification of lobbyists attendant upon Congress.....	322, 332, 349, 389, (409).
9	Memorializing the Congress of the United States and others, relative to the interpretation of the Treaty between Great Britain and the United States, concerning the waters of the St. Mary's River and the Milk River, and urging a speedy hearing and determination by the Joint Commission.	355, 411, 440, 536, 654, 703, 725, 727, 857, 884.
10	Memorializing Congress to take immediate action toward furnishing the means whereby the farmers in this section may be provided with Federal Aid to secure sufficient seed and feed to plant a normal acreage for the season of 1921.....	361, (371), 411, 440, 484, 531.
11	Memorializing the Congress of the United States for the passage of legislation providing for the opening of the Belknap Indian Reservation, and the allotment of the lands embraced therein.....	372, 411, 467, 491, 509, 551, 654, 701, 725, 727, 738, 778, 781.
12	No record.	
13	A Memorial to the Interstate Commerce Commission, calling attention to prohibitory freight rate on a certain commodity from Montana to Eastern terminal markets, and praying that the present rate be reduced.....	400, 413, 425, (465), 613.
14	Memorializing Congress of the United States to enact such legislation as may be necessary to impose an import duty on chrome ore, etc.....	399, 466, 538, 548, 563, 565, 648, 657, 661, 684, 739, 742, 745, 857, 884.
15	Memorializing the Congress of the United States to pass an enabling act by which the people of Eastern Montana may segregate their territory, and frame their State Constitution, and thereby become a sovereign State of the Union.....	441, 494, 505.
16	Memorializing Congress with reference to House Bill No. 10925, known as the Shepherd-Towner Bill.....	584, 660, 701, 725, 727, 857, 884.

No.	Title of Act	Page
	EXTRAORDINARY SESSION—HOUSE BILLS IN HOUSE.	
1	An Act requiring every person, firm, co-partnership, association, joint-stock company, syndicate or corporation engaged in or carrying on the business of producing within the State, petroleum or other mineral or crude oil, etc., to pay to the State Treasurer certain license taxes, etc.	906, 911, 921, 922, 931, 932, 933, 934, 946, 955, 956, 958, 959, 960, 991, 995, 1002, 1005, 1022.
2	An Act to establish a tax on direct and collateral inheritances, bequests and devises, etc.....	906, 910, 911, 913, 914, 926, 985, 1005, 1006, 1007, 1009, 1012, 1027, 1032, 1035, 1036, 1040.
3	An Act to appropriate money for the payment of incidental expenses and printing of Session Laws of the Seventeenth Legislative Assembly in extraordinary Session.	908, 911, 917, 920, 936, 942, 945, 947, 948.
4	An Act to appropriate money for the payment of the per diem of the officers and Attaches of the Seventeenth Legislative Assembly in extraordinary session.....	908, 911, 917, 920, 922, 929, 930, 946, 947, 953, 955, 956, 970, 975, 979.
5	An Act to appropriate money for the per diem of the members of the Seventeenth Legislative Assembly of 1921 in extraordinary session.....	908, 911, 912, 920, 922, 923, 929, 930, 931, 942, 950, 953, 974, 981, 982, 985, 991, 1000, 1006.
6	An Act prescribing the powers and duties of the Board of Equalization, etc.	910, 917, 918, 921, 922, 923, 929, 930, 946, 973, 985, 990.
7	An Act to repeal Chapter 14 of the Session Laws of the Thirteenth Legislative Assembly, providing for an additional Judge for the Fourth Judicial District of the State, etc.	910, 917, 943, 950, 951, 958, 972.
8	An Act to repeal Chapter 91 of the Session Laws of the Eleventh Legislative Assembly.....	913, 917, 944, 945, 950, 951, 952, 958, 989, 990.
9	An Act relating to and regulating the sale of coal in the State, and requiring the payment of certain license fees for the exclusive use and benefit of the State, etc.....	919, 921, 931, 933, 934, 946, 955, 957, 958, 960, 982, 998, 1006.

No.	Title of Act	Page
10	An Act to appropriate money to pay Frank Woody for services rendered by him at the request of the Governor in preparing and drafting bills, etc.....	922, 924, 931, 933, 934, 939, 947, 948.
11	An Act requiring every person, firm, association, joint-stock company and corporation engaged in the business of producing or manufacturing cement, plaster or gypsum plaster, in the State, etc., to pay to the State Treasurer certain license taxes for the exclusive use and benefit of the State, etc.....	924, 929, 931, 933, 935, 947, 955, 959, 967, 972, 975, 991, 993, 1008, 1011, 1020, 1027, 1031, 1035, 1040.
12	An Act relating to and regulating the sale of cement, plaster and gypsum plaster or other by-products of cement, within the State, and requiring all persons, firms, associations, and corporations engaged in or carrying on the business of retailing, or selling at retail, said commodities, or any by-product thereof, to pay certain license taxes to the State Treasurer for the exclusive use and benefit of the State, etc.....	924, 929, 930, 931, 933, 935, 946, 955, 959, 967, 973, 975, 991, 993, 1008, 1011, 1020, 1027, 1031, 1035, 1040.
13	An Act authorizing the codification of the Acts passed by the Seventeenth Legislative Assembly of 1921, in extraordinary session.	930, 939, 940, 941, 942, 948, 953, 955, 956, 970, 975, 979.
14	An Act providing for the making of necessary repairs in, upon or about the State Capitol building, and for insuring the same, and the contents thereof against loss by fire, etc.	930, 933, 940, 941, 942, 948, 1002, 1004, 1005, 1006, 1009, 1013, 1022, 1023, 1025, 1026, 1036, 1040.
15	An Act appropriating money for the payment of deficiency claims arising out of the operation of various State departments for the year ending February 28, 1921.	932, 942, 950, 951, 952, 958, 972, 975, 982, 985, 991, 998, 1006.
16	An Act appropriating money for the payment of deficiency claims for expenses incurred in carrying out the provisions of H. B. 16 of the Fifteenth Legislative	

No.	Title of Act	Page
	Assembly, and of H. B. 304, of the Sixteenth Legislative Assembly, relative to a terminal elevator at Great Falls.	932, 942, 950, 951, 964, 968, 969, 984, 1004, 1005, 1006, 1009, 1012, 1028.
17	An Act providing for the disposition and use of moneys derived from bonuses, royalties and rentals paid into the Treasury of the United States on account of permits or leases by the United States as provided by Act of Congress of February 25, 1920, and paid by the Secretary of the Treasury to the State of Montana.	932, 942, 951, 953, 954, 975, 988, 1003, 1005, 1006, 1007, 1010, 1013, 1017, 1038.
18	An Act making additional appropriation of money during the period beginning July 1, 1921, and ending June 30, 1922, for the purpose of purchasing land for the Montana School for the Deaf and Blind.....	949, 951, 964, 967, 968, 969, 984, 989, 991, 1001, 1007, 1009, 1028.
19	An Act to license certain corporations for the exclusive use and benefit of the State, etc.....	949, 952, 953, 959, 964, 982, 983, 1000, 1001, 1011, 1014, 1019, 1023, 1026.
20	An Act to amend Chapter 146 of the Session Laws of 1909, as amended, providing for the levy of taxes or assessments against lands in districts having contracts with the United States, etc.....	951, 961, 964, 967, 968, 984, 989, 991, 1001, 1007, 1009, 1028.
21	An Act prohibiting the transportation of intoxicating liquors contrary to law into this State or from place to place within the State by any conveyance, etc.....	961, 979, 996, 1032.
22	An Act repealing Sections 6217, 6218, 8065 and 8066 of the Revised Codes of 1907, defining legal holidays and business days.	966, 978, 979, 981, 982, 990, 1001, 1004, 1005, 1006, 1009, 1028.
23	An Act appropriating money for the maintenance of the State Law Library and the Legislative reference room in connection therewith, for the period beginning March 1, 1921, and ending June 30, 1923.....	981, 996, 999, 1001, 1010, 1012, 1027, 1038.
24	An Act to amend Sections 1 and 2 of Chapter 51 of the Laws of the Sixteenth Legislative Assembly, providing for the classification of taxable property in the State, etc.	982, 983, 1000, 1001, 1010, 1013, 1027.

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25	An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Chapter XII of the Constitution, as amended, creating County Boards of Equalization and a State Tax Commission, etc.	984, 992, 996, 999, 1001, 1012, 1019.
26	An Act authorizing and directing the borrowing of Three million dollars by the State of Montana for the purpose of paying outstanding claims, etc.....	983, 992, 996, 1009, 1014, 1018, 1039, 1040.
27	An Act authorizing and empowering the State Board of Equalization to employ experts, assistants, clerks and stenographers, etc.	992, 996.
28	An Act making an appropriation for the payment of expenses of the State Board of Equalization, etc.....	992, 997, 1012, 1020, 1021, 1025, 1026, 1027, 1036, 1040.
29	An Act appropriating money to enable the State Board of Equalization to employ experts, assistants, clerks and stenographers, etc.	993, 996.
30	An Act to repeal Chapter 92 of the Session Laws of the Fourteenth Legislative Assembly, relating to the observance of Sunday.....	993, 1012, 1016.
31	An Act to amend Section 2 of Chapter 103 of the Session Laws of the Seventeenth Legislative Assembly, requiring a petition of twenty per cent of the qualified electors who are taxpayers, to authorize the voting upon the issuance of any school, town, city or county bonds, etc.	993, 996, 1012, 1019, 1025, 1026, 1040.
32	An Act prescribing the powers and duties of the State Board of Equalization, etc.	996, 1001, 1002, 1012, 1013, 1018, 1019.
33	An Act to appropriate money for the expenses of the Supreme Court Commission.	992, 997, 998, 1012, 1020, 1021, 1022, 1024, 1025, 1026, 1036, 1037.
34	An Act authorizing and directing the borrowing of Three Million Dollars by the State for the purpose of paying outstanding claims, charges and appropriations against the general fund of the State, etc.....	1001, 1012, 1020, 1021, 1022, 1024, 1027, 1032, 1040.
35	An Act appropriating money for the payment of the per diem of officers and attaches of the Seventeenth Legislative Assembly in extraordinary session.....	1012, 1015, 1020, 1021, 1024, 1025, 1026, 1036, 1037.

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36	An Act to appropriate money for the maintenance of the State Tuberculosis Sanitarium for the period beginning March 1, 1921, and ending June 30, 1921.....	1012, 1015, 1020, 1021, 1022, 1025, 1026, 1027, 1040.
37	An Act to amend Section 11 of Chapter 146 of the Session Laws of 1909, as amended, relating to the creation, organization, government and extension of irrigating districts, etc.	1012, 1015, 1016, 1020, 1021, 1024, 1025, 1026, 1035, 1038.
38	An Act appropriating money for the payment of the salaries and expenses of the Industrial Accident Board for the fiscal year beginning July 1, 1921.....	1024, 1030, 1031, 1032.
SENATE BILLS IN HOUSE.		
1	An Act authorizing the directing and borrowing of Three Million dollars by the State for the purpose of paying outstanding claims, etc.....	907.
2	An Act to detach Jefferson County from the Fifth Judicial District, and annex it to the First Judicial District, etc.	907, 912, 913, 916, 969, 978.
3	An Act to prevent fraud in the sale and disposition of stocks, bonds or other securities, sold or offered for sale within the State, etc.....	915, 925, 926, 936, 937, 945, 948, 950, 960, 964, 978, 996, 997, 999, 1001, 1010, 1013, 1027.
4	An Act providing the method of selecting a National Committeeman by the State Central Committee of political parties.	915, 916, 922, 925, 926, 939, 940, 941, 942, 949, 956, 958.
5	An Act defining and regulating common carrier pipe lines and granting to them the right of eminent domain, etc.	915, 925, 937, 938, 945, 948, 950, 964, 967, 979, 991, 995, 1004, 1024, 1040.
6	An Act to amend Section 205 of the Acts of the Sixteenth Legislative Assembly, relating to a budget system for the control of expenditures of state money, etc.	936, 945, 947, 948, 956, 972, 975, 985.
7	An Act to restrict the manufacture, transportation, possession, sale and use of intoxicating liquors, etc.....	946, 948, 971, 973, 985, 1007, 1008, 1015, 1024, 1028, 1029, 1031, 1040.

No.	Title of Act	Page
8	An Act establishing a State Highway Commission, etc.	955, 970, 981, 983, 985, 991, 994, 1024, 1040.
9	An Act amending Section 181 of the Revised Codes of 1907, relating to the registry and interest on State warrants.	955, 956, 958, 959, 964, 967, 1020, 1024, 1027.
10	An Act to appropriate money for the expenses of the Supreme Court Commission.....	985, 990, 991, 994, 1004.
11	An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article XII of the Constitution, creating county boards of equalization, and a State Board of Equalization.	989, 1001, 1004, 1005, 1006, 1011, 1016, 1017, 1018, 1024, 1040.
12	An Act appropriating money for the purpose of enabling the State Board of Equalization to employ experts, Clerks and Stenographers, etc.	1006, 1008, 1009, 1015.
13	An Act to amend subdivision 13 of Section 1 of Chapter 48 of the Session Laws of the Sixteenth Legislative Assembly, relating to the powers and duties of the State Board of Equalization.....	1005, 1006, 1009.
14	An Act to amend subdivision 13 of Section 1 of Chapter 48 of the Session Laws of the Sixteenth Legislative Assembly, relating to the powers and duties of the State Board of Equalization.	1009.
SENATE JOINT RESOLUTIONS IN HOUSE.		
1	Relating to taxation measures.....	907.
2	Rescinding Senate Joint Resolution 8 of the Regular Session of the Seventeenth Legislative Assembly, relative to letting of contract by the State Highway Commission, but providing that no contracts for road or bridge projects shall be let by the Commission until after April 1, 1921.....	989, 1004, 1010, 1024, 1029, 1030, 1031, 1032, 1037, 1040.
SENATE JOINT MEMORIALS IN HOUSE.		
1	Memorializing the Congress of the United States to take immediate action toward furnishing the means whereby farmers in the State may be provided with additional Federal aid, etc.	1024, 1025, 1030, 1032, 1037, 1040.

No.	Title of Act	Page
HOUSE RESOLUTIONS IN HOUSE.		
1	Relating to compensation of Frank Woody for services in drafting certain bills.....	908, 913, 994.
2	Relating to appointment of a committee to investigate charges implicating members of the House in improper practices in the matter of voting on certain measures before the Assembly.....	919.
SENATE RESOLUTIONS IN HOUSE		
1	Providing for appointment of a Committee to investigate and report upon the charges made by the Governor in a special message to the Seventeenth Legislative Assembly in extraordinary session, relative to assertion of vote trading in connection with the Tax Commission Bill and the so-called oil tax legislation.....	919.

HOUSE JOURNAL

OF THE

SEVENTEENTH LEGISLATIVE ASSEMBLY

OF THE

STATE OF MONTANA

FIRST DAY

House of Representatives, Helena, Montana, January 3, 1921.

Pursuant to law, at the hour of 12:00 Noon, the House of Representatives of the 17th Legislative Assembly of the State of Montana, was called to order by the Honorable C. T. Stewart, Secretary of State, of the State of Montana.

At the request of the Secretary of State, Reverend John Hosking, of Powell County, offered an invocation.

The Secretary of State appointed R. H. Wiedman, of Flathead County, temporary Chief Clerk, S. C. Moore, of Roosevelt County, temporary Assistant Chief Clerk, and Jos. Davis of Lewis and Clark County, Sergeant-at-Arms.

The roll was called, and all members were found present, except B. E. Carlson, of McCone County, and H. J. Haskell of Dawson County, who was excused, all of whom thereupon presented their certificates of election.

Secretary of State Stewart introduced Associate Justice W. L. Holloway, who administered the following oath of office to the members present:

"I do solemnly swear that I will support, protect, and defend the Constitution of the United States, and the Constitution of the State of Montana and that I will discharge the duties of my office with fidelity, and that I have not paid, or contributed or promised to pay or contribute either directly or indirectly, any money or other valuable things to procure my nomination or election, except for necessary and proper expenses, expressly authorized by law; that I have not knowingly violated any election law of this State; or procured it to be done by others, in my behalf; that I will not knowingly receive directly or indirectly, any money or other valuable things for the performance or non-performance of any act or duty pertaining to my office other than the compensation allowed by law—So Help Me God."

The foregoing oath of office was signed as follows; Allen, George R.; Anderson, R. L.; Arnolds, W. P.; Austin, Harry H.; Beley, Ward; Bell, Geo. H.; Bergeson, O. H.; Bergland, J. O.; Black, Wm. M.; Blomquist, H.; Bohling, John B.; Boorman, C. E.; Brasier, Chas. H.; Brockway, B. G.; Brooks, Jos.; Brown, Earl W.; Brown, Geo. H.; Buell, H. S.; Cady, Wm. N.; Cavanaugh, Miles J.; Charters, J. H.; Chatfield, M. D.; Conser, C. C.; Cooney, E. H.; Covell, Chas. L.; Crumbaker, Calvin; Dailey, John R.; Dillavou, R. C.; Dodds, Percy F.; Dowlin, Chas. N.; Dowlin, W. E.; Dunbar, Herbut G.; Dunn, Robt. J.; English, Gus B.; Fairgrieve, Alex.; Faust, H. J.; Felton, W. R.; Gies, Homer E.; Gibson, Fred L.; Gillette, F. B.; Goodland, W. H.; Goodman, Alex.; Greene, E. J.; Greene, Henry R.; Gullidge, A. O.; Hanson, Fred; Haskell, H. J.; Hathaway, Maggie Smith; Haynes, C. E.; Hills, H. G.; Hunter, James; Johnson, Albert; Johnson, Edw. C.; Johnson, Howard A.; Jones, Dudley; Kemp, R. W.; Kenyon, D. C.; King, Dan B.; Knudsvig, K. H.; Lakin, Wm. P.; Larson, L. S.; MacDonald, T. H.; McDonald, Thos. F.; McQuarrie, Daniel L.; Northey, W. H.; Ogden, Earl; O'Hara, R. A.; Parsons, Henry R.; Peden, W. H.; Penewell, T. A.; Perrine, J. H.; Phelps, E. T.; Provinse, H. C.; Ray, J. D.; Reeves, I. R.; Reid,

C. W.; Rhoads, Harmon T.; Rickard, H. E.; Riggs, D. F.; Rixon, E. P.; Roberts, J. W.; Rodgers, Henry D.; Rouleau, Ed; Sales, Allan H.; Sandy, B. B.; Scharnikow, Edw.; Scofield, John L.; Shoemaker, Edgar M.; Shoemaker, J. A.; Sickler, A. R.; Silver, Francis A.; Skulason, S. G.; Smith, Chas. A.; Snell, James; Spencer, John T.; Spratt, G. T.; Stevens, H. R.; Stoner, Clair; Swift, C. R., Jr.; Treloar, Sam H.; Troy, T. J.; Wade, Geo. T.; Wallace, Lloyd R.; Warren, Chas. F.; Wilcomb, A. J.; Williams, Arthur; Worden, Tyler; Carlson, B. E. Absent.

Nominations for Speaker being in order, C. C. Conser of Fallon, nominated Fred L. Gibson, of Park County, which nomination was seconded by Percy F. Dodds, of Flathead; and Maggie Smith Hathaway of Ravalli, presented the name of Don B. King, of Silver Bow, which nomination was seconded by Ed Rouleau of Silver Bow. Nominations being closed, roll was called with the following results:

Those voting for Gibson were as follows: Allen, Geo. R.; Anderson, R. L.; Arnold, W. P.; Austin, Harry H.; Beley, Ward; Bell, Geo. H.; Bergeson, O. H.; Berglin, J. O.; Black, Wm. N.; Blomquist, H.; Bohling, John B.; Boorman, C. E.; Brasier, Chas. A.; Brockway, B. G.; Brooks, Jos.; Brown, Earl W.; Buell, H. S.; Cady, Wm. N.; Cavanaugh, Miles J.; Charters, J. H.; Chatfield, M. D.; Conser, C. C.; Cooney, E. H.; Covell, Chas. L.; Crumbaker, Calvin; Daily, John R.; Dillavou, R. C.; Dodds, Percy F.; Dowlin, Chas. M.; Dowlin, W. E.; Dunbar, Herbut G.; Dunn, Robt. J.; English, Gus B.; Fairgrieve, Alex; Faust, H. J.; Felton, W. R.; Gies, Homer E.; Gillette, F. B.; Goodland, W. H.; Goodman, Alex; Green, E. J.; Green, Henry R.; Gullidge, A. O.; Hanson, Fred; Haynes, E. C.; Hills, H. G.; Hunter, James; Johnson, Albert; Johnson, Edw. C.; Johnson, Howard A.; Jones, Dudley; Kemp, R. W.; Kenyon, D. C.; King, Don B.; Knudsvig, K. H.; Lakin, Wm. P.; Larson, L. S.; MacDonald, T. H.; McDonald, Thos. F.; McQuarrie, Daniel L.; Northey, W. H.; Ogden, Earl; O'Hara, R. H.; Parsons, Henry R.; Peden, W. H.; Penewell, T. A.; Perrine, J. A.; Phelps, E. T.; Province, H. C.; Ray, J. B.; Reeves, A. I.; Reid, C. W.; Rhoads, Harmon T.; Rickards, H. E.; Riggs, G. F.; Rixon, F. P.; Roberts, J. W.; Rodgers, Henry G.; Sales, Allan H.; Sandy, B. B.; Scofield, John L.; Shoemaker, Edw. M.; Shoemaker, J. H.; Silver, Francis H.; Skulason, S. G.; Smith, Chas. A.; Snell, James; Spencer, John T.; Stevens, A. R.; Swift, C. R., Jr.; Treloar, Sam H.; Troy, T. J.; Wade, Geo. T.; Wallace, Lloyd L.; Wilcomb, A. J.; Williams, Arthur; Worden, Tyler. Total, 97.

Those voting for King were as follows: Brown, Geo. A.; Gibson, Fred L.; Hathaway, Maggie Smith; Rouleau, Ed; Scharnikow, Edw.; Sickler, A. R.; Spratt, G. C.; Stoner, Clair. Total, 8.

Carlson, Haskell and Warren absent and not voting.

On motion of King of Silver Bow the election of Gibson as Speaker of the House of Representatives of the 17th Legislative Assembly was made unanimous.

The Secretary of State appointed Dodds of Flathead, and King of Silver Bow to escort Mr. Speaker to the chair.

Mr. Speaker then called for the nomination of Speaker Pro Tem, officers and employees of the House.

Gullidge, of Prairie submitted the following as the Republican Caucus:

Helena, Montana, January 3, 1921.

"Mr. Speaker:

"At a meeting of the Republican Members of the Lower House of the Montana General Assembly, the following officers and appointees were selected as the Caucus nominees for officers and appointees of the House of Representatives of the 17th Legislative Assembly:

Speaker Pro Tem, Percy F. Dodds, Flathead; Floor Leader, Edwards C. Johnson, Deer Lodge; Sergeant-at-Arms, Jos. Davis; Assistant Sergeant-at-Arms, Ernest McCune; Chaplain, Rev. John Hosking; Journal Clerk, Marie L. Simpson, Journal Clerk Assistant, Ethel Wallace; Bill Clerk, Howard Thompson; Enrolling Clerk, Nora Winkler; Engrossing Clerk, Eunice McGinty; Printing Clerk, C. L. Bossler; Chief Clerk, R. H. Wiedman; Chief Clerk Assistant,

S. C. Moore; Doorkeepers, Jos. Sampson, Hi Farnum; Telephone Operator, Marion Peters; Pages, Robt. Luke, Raphael Edgington.

"A. O. GULLIDGE, Chairman,
"FRANCIS A. SILVER, Secretary."

Roberts of Cascade, moved that the Speaker Pro Tem and all House employees be voted upon at one time.

King of Silver Bow, moved to amend the original motion by excepting therefrom the Floor Leader, which amendment was accepted. The motion carried as amended.

The Committee from the Senate reported that body duly organized and ready for business.

Roberts of Cascade, then moved that all Republican Caucus nominees for officers and appointees of the House of Representatives be declared elected, to serve the 17th Session of the Legislature of Montana.

King of Silver Bow, moved and the same was seconded, that Maggie Smith Hathaway be declared Democratic Floor Leader. Motion carried.

On motion the House recessed until 2:00 o'clock P. M.

HOUSE RESUMED.

On motion of Johnson, of Deer Lodge, duly carried, a committee of three, consisting of English of Deer Lodge, Greene of Dawson, and Riggs of Jefferson, was appointed to notify the Senate that the House is duly organized and ready for business.

On motion from Johnson, Deer Lodge, a committee of three, consisting of Dillavou of Yellowstone, Daily of Missoula, Hathaway of Ravalli, was appointed to notify His Excellency, Governor Joseph M. Dixon, that the House is duly organized and ready to receive any message that His Excellency might wish to communicate.

The committee appointed to wait upon the Governor reported that His Excellency will read his message to the Joint Assembly at 11 o'clock A. M. on Tuesday, January 4, 1921.

Committee appointed to notify the Senate reports that duty performed.

Johnson, of Deer Lodge made motion that the Rules of the House and House Joint Rules of the 16th Legislative Assembly be accepted as the Rules and Joint Rules of the 17th Legislative Assembly until the Committee on Rules and Joint Rules shall report. Carried.

On motion of Johnson of Deer Lodge duly seconded and carried, Mr. Speaker was given the privilege of appointing a stenographer and page for his own personal use.

At this time the House adjourned until Tuesday at 10:30 A. M.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

SECOND DAY

Helena, Montana, January 4, 1921.

House met pursuant to adjournment at 10:30 A. M.

Mr. Speaker in the chair.

Prayer by the Chaplain.

On roll call all members present except Anderson, Bohling, Carlson, Greene, of Flathead, King, Ray, Troy, and Warren.

The Speaker states that the Journal of January 3rd will be passed.

The Speaker announced that Mrs. Florence Gainan, of Cascade County, had been appointed as his stenographer, and Thomas Durden of Park County as his Page.

The Speaker instructs at this time that after adjournment of the House all employees will meet in his office for administration of the oath.

At this time the Speaker announced the appointment of the following committee on House Employment:

Jones, of Phillips, Conser, of Fallon, Goodman, of Cascade, Scharnikow, of Powell, Worden of Missoula, and Black, of Toole.

O'Hara, of Ravalli, made the following resolution, which was seconded by Cooney, of Cascade, and carried:

That Haskell, of Dawson, be excused from attending sessions until after his recovery from his illness.

Conser, of Fallon, moved, and was seconded by Bohling, of Teton, that all employees whose time was not fully taken be made available for other duties. Carried.

COMMUNICATIONS FROM THE SENATE.

The Chief Clerk, at this time presented to the House the communications and petitions of the Senate.

Helena, Montana, January 3, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: the Senate was duly organized on the 3rd day of January, 1921, by the election of Senator R. P. Heren as President Pro Tem, and the election of the following officers and attaches:

Secretary, C. J. McAllister; Assistant Secretary, F. E. Williams; Sergeant-at-Arms, J. E. Whiteman; Printing Clerk, J. H. Monteath; Assistant Printing Clerk, J. E. Stevens; Bill Clerk, Alice Teagarden; Chaplain, John Chirgwin; Assistant Sergeant-at-Arms, Frank Jones; Doorkeepers, Albert Farrell and A. J. Barrett; Journal Clerk, Miss Helen Nelson; Pages, Colter and Crawley; Stenographers, Lelia Moore and Mrs. Glass.

The following Committees were named: Committee on Committees: Senators Kinney, Foster, and Leuthold. Committee on Seating: Senators, Haley, Cone and Greening. Committee on Employees: Senators Booth, Kirton and Griffin.

Respectfully yours,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 3, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: on motion of Senator Edwards, seconded by Senator Slattery, the Secretary of the Senate was directed to communicate to President-Elect Harding, the endorsement of the Senate of the Seventeenth Legislative Assembly of the State of Montana, of Governor Davis of Idaho for the Secretaryship of the Interior in the incoming National Administration.

The foregoing motion was adopted.

Respectfully yours,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 3, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: on motion of Senator Booth, seconded by Senator Larson, the Sergeant-at-Arms for the Senate was directed to have 300 copies printed of the final report of the Code Commission for the use of the members of the Senate and House.

The motion was adopted.

Respectfully yours,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 3, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: on motion of Senator Heren, duly seconded and carried, the Rules of the Sixteenth Legislative Assembly were adopted as temporary Rules of the Senate until the report of the Committee on Rules shall be adopted.

Respectfully yours,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 3, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: on motion of Senator Heren, which was adopted, the President of the Senate appointed the following Committee of three to notify his Excellency, the Governor, that the Senate was duly organized and ready for business: Senators Heren, Edwards and Gallwey.

The President also appointed on motion duly made, seconded and carried, the following Senators to serve on the Committee to notify the House that the Senate was duly organized and ready for business: Senators Connelly, Haley and Page.

Respectfully yours,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 3, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that on motion duly made, seconded and carried, the President appointed Senators Leuthold, Kirton and Church to draft suitable resolutions on the deaths of former Senators Smith, Clay and Ellingsen.

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 3, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of Reception of the House Committee, consisting of Representatives English, Green and Riggs, who announce that the House has been organized and is ready for business.

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 3, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Committees of the Senate of the Seventeenth Legislative Assembly of the State of Montana reported the Committee on Rules as follows:

Senators Edwards, Heren and Parker.

Respectfully yours,
C. J. McALLISTER, Secretary of the Senate.
COMMUNICATION.

Helena, Montana, January 3, 1921.

To the Honorable, The House of Representatives of the State of Montana:

We, the undersigned, expert court reporters and stenographers, hereby offer to do all the stenographic work at former sessions performed by committee clerks and stenographers at sixty per cent of the cost heretofore incurred for like services at the Session of 1919, guaranteeing satisfaction and prompt and accurate service.

The above offer has also been made to the Senate.

Respectfully submitted,

FRED M. ROSE,
A. A. PELLETIER.

It was moved and seconded that the above communication be referred to the Committee on Employment and it was so ordered.

Johnson, of Deer Lodge, made a motion, which was seconded by Cooney, that the Judiciary Committee be increased from 15 to 17 members. Carried.

At this time the Speaker announced that the House would recess for a few minutes until the Senate was ready to meet in Joint Session.

JOINT SESSION.

At this time the Sergeant-at-Arms of the Senate appeared before the bar of the House and announced that the Senate was ready to convene in Joint Ses-

sion, and thereupon the members of the Senate occupied seats with the members of the House.

Mr. Speaker announced that the Joint Session would be presided over by Lieutenant-Governor Nelson Story, Jr., presiding officer of the Senate.

The Secretary of the Senate called the roll of the Senate and the Chief Clerk of the House called the roll of the House and a quorum was present in both Houses, and the Joint Session convened.

Senator Heren, of Custer, made a motion which was duly seconded and carried, that a committee of five be appointed to inform the Governor that the Joint Session was ready to receive his message. The following committee was then appointed by President of the Senate: Senators Mains, Lewis and Galloway, and Representative Johnson, of Deer Lodge, and King, of Silver Bow.

Sergeant-at-Arms of the Senate announces that the Governor is now ready to deliver his message to the Joint Assembly.

At this time His Excellency, Governor Joseph M. Dixon, appeared at the bar of the House, and was escorted to the desk of the Chief Clerk by Senator Heren, and Fred L. Gibson, Speaker of the House, and after being introduced delivered to the Joint Assembly his annual message as follows:

HOUSE OF REPRESENTATIVES.

At the conclusion of this address Senators Slattery and White were appointed to escort the Governor to his Chambers.

A motion was made by Senator Edwards, duly seconded and carried, that 1000 copies of the Governor's message be printed and that copies of the chart submitted be incorporated therein.

Senator Heren then moved that the Joint Session of the 17th Legislative Assembly be dissolved and the Senate adjourn to its Chambers.

Johnson, of Deer Lodge, made a motion to adjourn until 11:00 o'clock A. M., Wednesday.

Jones, of Phillips, made a motion which was duly seconded and carried, that the House Employment meet at the Capitol at 9:00 o'clock A. M., Wednesday.

At this time the House adjourned until 11:00 o'clock A. M., Wednesday.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN, Chief Clerk.

THIRD DAY

House of Representatives, Helena, Montana, January 5, 1921.

House met pursuant to adjournment at 11:00 o'clock A. M.

Mr. Speaker in the chair.

Roll called and all members present except Austin, Carlson, Haskell and Warren.

Quorum present.

The Journal of Monday, January 3rd, 1921, was read and with a correction was approved.

The Journal of Tuesday, January 4th, 1921, was read, and with a correction was approved.

On motion of Johnson, of Deer Lodge, the communications from the Senate were considered as read.

On motion of McDonald, of Silver Bow, duly seconded and carried, General Warren was excused from further attendance from the Sessions of the 17th Legislative Assembly of Montana until recovered from his present illness.

COMMUNICATIONS.

Helena, Montana, January 5, 1921.

Hon. Fred Gibson, Speaker of the House of Representatives, Seventeenth Legislative Assembly:

Dear Mr. Gibson:

Will you kindly announce at today's session that the legislative ball given by the citizens of Helena complimentary to the members of the Seventeenth Legislative Assembly will be held Friday evening, January 7th, at the Shrine

Temple on North Park Avenue, and it is earnestly hoped and expected that every member will attend.

Invitations have been mailed to all members and if any member has failed to receive the invitation, any member of the Lewis and Clark delegation will see that another is provided.

This is not a formal party. Either evening clothes or business clothes will be perfectly proper.

EXECUTIVE COMMITTEE.

COMMUNICATIONS FROM THE SENATE.

Helena, Montana, January 4th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: the following notices of Bills were this day presented and read by Haley: "An Act to create a State Purchasing Department, to define the authority, powers and duties thereof; to provide for the appointment of, and to devise the authority, hours and duties, and to fix the compensation of the officers and employees thereof and to repeal all Acts or parts of Acts in conflict with the provisions of this Act."

Respectfully yours,

C. J. Mc ALLISTER, Secretary of the Senate.

Helena, Montana, January 4th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: the Senate Committee on Committees reported the following:

Committee on Printing: White, McCone, and Anderson; Committee on Mileage: Craig, Esp. and Burgess; Committee on Taxation: Connolly, Foster, Hazelbaker, Loy, Kirton, Harmon, Gallwey, White and Dixon.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 4th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were this day introduced, read first and second time and referred to Committees:

Senate Bill No. 1, by Booth, "An Act amending Section 10 of the Revised Codes of Montana or 1907, relating to Legal Holidays and repealing Sections 6217, 6218, 8065, and 8066 of the Revised Codes of Montana of 1907, and all Acts and parts of Acts in conflict therewith." Referred to Judiciary Committee.

Senate Bill No. 2, by Booth, "An Act amending Sections 3, 4, 15, 16, and 17 of the Revised Codes of Montana of 1907 and repealing Sections 8059, 8095, 8060, 6214, 8061, 11, 6219, 6220, 8068, 6221, 8069, 6222, 8070, 6224, 8071, 6234, 8090, 8072, 8073, 117, 6230, 6231, and 8076 of the Revised Codes of Montana of 1907." Referred to Judiciary Committee.

Senate Bill No. 3, by Booth, "An Act amending Section 50 of the Revised Codes of Montana of 1907, relating to No. and designation of the Legislative Assembly." Referred to Judiciary Committee.

Senate Bill No. 4, by Booth, "An Act amending Section 41 of the Revised Codes of Montana or 1907, relating to Senatorial Districts." Referred to Judiciary Committee.

Senate Bill No. 5, by Booth, "An Act amending Section 127 of the Revised Codes of Montana of 1907 relating to the number and designation of Civil Executive Officers of the State." Referred to Judiciary Committee.

Senate Bill No. 6, by Booth, "An Act amending Section 138 of the Revised Codes of Montana of 1907, relating to appointive officers." Referred to Judiciary Committee.

Senate Bill No. 7, by Booth, "An Act amending Section 155 of the Revised Codes of Montana of 1907, relating to the distribution of Senate and House Journals and the Session Laws." Referred to the Judiciary Committee.

Senate Bill No. 8, by Booth, "An Act amending Section 312 of the Revised

Codes of Montana of 1907, relating to the distribution of the reports of the Supreme Court." Referred to Committee on Judiciary..

Senate Bill No. 9, by Booth, "An Act amending Section 325 of the Revised Codes of Montana of 1907, relating to the official Bonds of Notaries Public and repealing Section 324, of the Revised Codes of Montana of 1907." Referred to Committee on Judiciary

Senate Bill No. 10, by Booth, "An Act amending Section 419 of the Revised Codes of Montana of 1907, relating to resignation of County Officers." Referred to Judiciary Committee.

Senate Bill No. 11, by Booth, "An Act amending Section 443 of the Revised Codes of Montana of 1907, relating to the reports of Public Officers." Referred to Judiciary Committee.

Senate Bill No. 12, by Booth, "An Act amending Section 666 of the Revised Codes of Montana of 1907, relating to the University of Montana." Referred to Judiciary Committee.

Senate Bill No. 13, by Booth, "An Act amending Section 790 of the Revised Codes of Montana of 1907, relating to the payment for security purchased with State Normal Funds." Referred to Judiciary Committee.

Senate Bill No. 14, by Booth, "An Act amending Section 1639 of the Revised Codes of Montana of 1907, relating to the appointment and compensation of boiler inspectors." Referred to Judiciary Committee.

Senate Bill No. 15, by Booth, "An Act amending Section 1711, of the Revised Codes of Montana of 1907, relating to the appointment, term of office, and compensation of Inspectors of Mines." Referred to Judiciary Committee.

Senate Bill No. 16, by Booth, "An Act amending Section 1727, of the Revised Codes of Montana of 1907, relating to enclosures of street cars for the protection of employees and repealing Section 1728 of the Revised Codes of Montana of 1907." Referred to Judiciary Committee.

Senate Bill No. 17, by Booth, "An Act amending Section 1808, of the Revised Codes of Montana of 1907, relating to inspection of livestock about to be moved from one county to another within the State." Referred to Judiciary Committee.

Senate Bill No. 18, by Booth, "An Act amending Section 1912, of the Revised Codes of Montana of 1907, relating to penalties for fraudulent bounty claims." Referred to Judiciary Committee.

Senate Bill No. 19, by Booth, "An Act amending Section 1909, of the Revised Codes of Montana of 1907, relating to the creation of the State Bounty Fund." Referred to Judiciary Committee.

Senate Bill No. 20, by Booth, "An Act defining the standard ton and standard bushel of various commodities and providing penalties for demanding, exacting, or taking more than the prescribed number of pounds per bushel or ton fixed by the provisions of this Act." Referred to Judiciary Committee.

Senate Bill No. 21, by Booth, "An Act amending Section 2024 of the Revised Codes of Montana of 1907, relating to the measurement of hay in the stack." Referred to Judiciary Committee.

Senate Bill No. 22, by Booth, "An Act amending Section 2091 of the Revised Codes of Montana of 1907, relating to the taking up trespassing stock." Referred to Judiciary Committee.

Senate Bill No. 23, by Booth, "An Act amending Section 2119 of the Revised Codes of Montana of 1907, and repealing Sections 2121, 2122, 2123, 2124, 2125, 2134, 2135, 2136, 2137 of the Revised Codes of Montana of 1907, relating to auctions and auctioneers." Referred to Judiciary Committee.

Senate Bill No. 24, by Booth, "An Act amending Section 2081 of the Revised Codes of Montana of 1907, relating to the establishment of fire districts in unincorporated towns and villages." Referred to Judiciary Committee.

Senate Bill No. 25, by Booth, "An Act amending Section 2075 of the Revised Codes of Montana of 1907, relating to penalty for failure to comply with orders of the Fire Warden." Referred to Judiciary Committee.

Senate Bill No. 26, by Booth, "An Act amending Section 2529 of the Revised Codes of Montana of 1907, relating to the assessment of railroads, telegraph, telephone, and electric light lines." Referred to Judiciary Committee.

Senate Bill No. 27, by Booth, "An Act amending Section 2577 of the Revised Codes of Montana of 1907, relating to duties of County Assessors to present

certain information to County Boards of Equalization." Referred to Judiciary Committee.

Senate Bill No. 28, by Booth, "An Act amending Section 2780 of the Revised Codes of Montana of 1907, relating to the penalty of doing business in the State of Montana without a license." Referred to Judiciary Committee.

Senate Bill No. 29, by Booth, "An Act amending Section 2770 of the Revised Codes of Montana of 1907, relating to licenses of manufacturers of non-intoxicating malt liquors, pop, soda water and other light drinks." Referred to Judiciary Committee.

Senate Bill No. 30, by Booth, "An Act amending Section 2756 of the Revised Codes of Montana of 1907, relating to the apportionment of license monies." Referred to Judiciary Committee.

Senate Bill No. 31, by Booth, "An Act amending Section 2855 of the Revised Codes of Montana of 1907." Referred to Judiciary Committee.

Senate Bill No. 32, by Booth, "An Act amending Section 2883 of the Revised Codes of Montana of 1907." Referred to Judiciary Committee.

Senate Bill No. 33, by Booth, "An Act relating to fees of Justices of the Peace and repealing Sections 3175 and 3176 of the Revised Codes of Montana of 1907, and all Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

Senate Bill No. 34, by Booth, "An Act amending Section 3290 of the Revised Codes of Montana of 1907, relating to the granting of special privileges by city and town councils." Referred to Judiciary Committee.

Senate Bill No. 35, by Booth, "An Act amending Section 3897 of the Revised Codes of Montana of 1907, relating to the procedure of selling, leasing, mortgaging, exchanging or disposing of the property of corporations and repealing Sections 3901, 4409, 4410, 4411, and 4412, of the Revised Codes of Montana of 1907 and all Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

Senate Bill No. 36, by Booth, "An Act amending Section 4022 of the Revised Codes of Montana of 1907, relating to licenses of Insurance Companies." Referred to Judiciary Committee.

Senate Bill No. 37, by Booth, "An Act amending Section 4043 of the Revised Codes of Montana of 1907, relating to approval of Articles of Incorporation by State Insurance Commissioner." Referred to Judiciary Committee.

Senate Bill No. 38, by Booth, "An Act relating to the management of corporations providing for the amendment of their articles of incorporation, designating the particulars in which such articles of incorporation may be amended and the method by which such amendment may be effected; providing a method whereby a corporation may create or increase a bonded indebtedness and repealing Sections 3812, 3813, 3814, 3826, 3827, 3828, 3849, 3894, and 3907 of the Revised Codes of Montana of 1907 and Chapter 100 of the Laws of the 14th Legislative Assembly of 1915 and all Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

Senate Bill No. 39, by Booth, "An Act amending Section 4083 of the Revised Codes of Montana of 1907 relating to applications for insurance and the liabilities of members of Mutual Hail Insurance and Mutual Fire, Lightning, and other casualty insurance Companies." Referred to Judiciary Committee.

Senate Bill No. 40, by Booth, "An Act amending Section 4683 of the Revised Codes of Montana of 1907, relating to the constructive notice of recorded conveyances." Referred to Judiciary Committee.

Senate Bill No. 41, by Booth, "An Act amending Section 4725 of the Revised Codes of Montana of 1907, relating to the person who may take by testamentary disposition." Referred to Judiciary Committee.

Senate Bill No. 42, by Booth, "An Act amending Section 5805 of the Revised Codes of Montana of 1907, relating to liens for services." Referred to Judiciary Committee.

Senate Bill No. 43, by Booth, "An Act amending Section 6254 of the Revised Codes of Montana of 1907, relating to concurrence of Justices of the Supreme Court in the issuance of writs and transaction of business." Referred to Judiciary Committee.

Senate Bill No. 44, by Booth, "An Act amending Section 5285 of the Revised

Codes of Montana of 1907, relating to bonds and oaths of office of Justices of the Peace." Referred to Judiciary Committee.

Senate Bill No. 45, by Booth, "An Act amending Sections 6656 and 6657 of the Revised Codes of Montana of 1907, relating to Attachments." Referred to Judiciary Committee.

Senate Bill No. 46, by Booth, "An Act amending Section 6806 of the Revised Codes of Montana of 1907, relating to the contents of the Judgment Roll." Referred to Judiciary Committee.

Senate Bill No. 47, by Booth, "An Act amending Section 6673 of the Revised Codes of Montana of 1907, relating to third party claims of attached property." Referred to Judiciary Committee.

Senate Bill No. 48, by Booth, "An Act amending Section 6988 of the Revised Codes of Montana of 1907, relating to the change of the place of trial of Civil Actions in Justices' Courts." Referred to Judiciary Committee.

Senate Bill No. 49, by Booth, "An Act amending Section 7060 of the Revised Codes of Montana of 1907, relating to the time of issuance of execution from Justices' Courts." Referred to Judiciary Committee.

Senate Bill No. 50, by Booth, "An Act to amend Section 7361 of the Revised Codes of Montana of 1907, relating to changes of names of corporations." Referred to Judiciary Committee.

Senate Bill No. 51, by Booth, "An Act to amend Section 7600 of the Revised Codes of Montana of 1907 as amended by Chapter 187 of the Laws of the Sixteenth Legislative Assembly of Montana of 1919." Referred to Judiciary Committee.

Senate Bill No. 52, by Booth, "An Act amending Section 7705 of the Revised Codes of Montana of 1907, relating to the form of issuance of citations." Referred to Judiciary Committee.

Senate Bill No. 53 by Booth, "An Act amending Section 8645 of the Revised Codes of Montana of 1907, defining Grand Larceny." Referred to Judiciary Committee.

Senate Bill No. 54, by Booth, "An Act amending Section 7722 of the Revised Codes of Montana of 1907, relating to the powers of Clerks of District Courts to enter orders in Probate and Guardianship Matters." Referred to Judiciary Committee.

Senate Bill No. 55, by Booth, "An Act to amend Sections 7778 and 7779 of the Revised Codes of Montana of 1907, relating to mortgages and leases of the real property of wards." Referred to Judiciary Committee.

Senate Bill No. 56, by Booth, "An Act amending Section 8369 of the Revised Codes of Montana of 1907, relating to the opening of certain places of amusement on Sunday." Referred to Judiciary Committee.

Senate Bill No. 57, by Booth, "An Act amending Section 8475 of the Revised Codes of Montana of 1907, relating to penalty for trespassing livestock." Referred to Judiciary Committee.

Senate Bill No. 58, by Booth, "An Act amending Section 8683 of the Revised Codes of Montana of 1907, relating to obtaining money by false pretense." Referred to Judiciary Committee.

Senate Bill No. 59, by Booth, "An Act amending Section 9780 of the Revised Codes of Montana of 1907, relating to the objects and purposes of the Montana State Industrial School and repealing Section 9781 of the said Code." Referred to Judiciary Committee.

Senate Bill No. 60, by Booth, "An Act amending Section 9791 of the Revised Codes of Montana of 1907, relating to the President of the Montana State Industrial School." Referred to Judiciary Committee.

Senate Bill No. 61, by Booth, "An Act amending Section 9794 of the Revised Codes of Montana of 1907, relating to the duties of the managing officer of the Montana State Industrial School." Referred to Judiciary Committee.

Senate Bill No. 62, by Booth, "An Act amending Section 9805 of the Revised Codes of Montana of 1907, relating to the commitment of children to the Montana State Industrial School." Referred to Judiciary Committee.

Senate Bill No. 63, by Booth, "An Act amending Section 3 of Chapter 54 of the Laws of the Eleventh Legislative Assembly of the State of Montana of 1909, relating to the sampling of ores." Referred to Judiciary Committee.

Senate Bill No. 64, by Booth, "An Act amending Section 1 of Chapter 95 of the Laws of the Eleventh Legislative Assembly of the State of Montana of 1909, relating to Medical Aid for railroad employees." Referred to Judiciary Committee.

Senate Bill No. 65, by Booth, "An Act amending Section 1 of Chapter 107 of the Laws of the Twelfth Legislative Assembly of the State of Montana of 1911, relating to bonding fire districts in unincorporated cities and towns." Referred to Judiciary Committee.

Senate Bill No. 66, by Booth, "An Act amending Section 2, 14, 23, and 24, of Chapter 120 of the Laws of the Twelfth Legislative Assembly of Montana of 1911, relating to the State Coal Mine Inspector and repealing Section 25 of said Chapter and all Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

Senate Bill No. 67, by Booth, "An Act amending Sections 1100, 1101, 1103, 1105 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana of 1913, and repealing Section 1102 of said Chapter and all other Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

Senate Bill No. 68, by Booth, "An Act to amend sub-division 4 of Section 1700 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, relating to Maintenance of Manual and Industrial Schools." Referred to Judiciary Committee.

Senate Bill No. 69, by Booth, "An Act amending Section 1106 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana of 1913, relating to Juvenile Disorderly Persons." Referred to Judiciary Committee.

Senate Bill No. 70, by Booth, "An Act amending Section 513 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, and repealing Section 2204 of said Chapter." Referred to Judiciary Committee.

Senate Bill No. 71, by Booth, "An Act amending the Sixteenth Sub-Division of Section 1 of Chapter 79 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917." Referred to Judiciary Committee.

Senate Bill No. 72, by Booth, "An Act to amend Chapter 86 of the Laws of the Thirteenth Legislative Assembly of the State of Montana of 1913, by adding thereto a new Section to be known as Section 9A, and relating to the attachment and levy of execution upon personal property covered by the liens of conditional sales notes or contracts." Referred to Judiciary Committee.

Senate Bill No. 73, by Booth, "An Act to amend Section 2 of Chapter 222 of the Acts of the Sixteenth Legislative Assembly of Montana of 1919, relating to the appointment and compensation of Deputy County Officers." Referred to Judiciary Committee.

Senate Bill No. 74, by Booth, "An Act to amend Section 1812 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, relating to free text books." Referred to Judiciary Committee.

Senate Bill No. 75, by Booth, "An Act amending Section 2011 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana of 1913, relating to the duties of County Clerks." Referred to Judiciary Committee.

Senate Bill No. 76, by Booth, "An Act amending Section 1 and 2 of Chapter 92 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to the appointment of boiler inspectors and mine inspectors." Referred to Judiciary Committee.

Senate Bill No. 77, by Booth, "An Act amending Section 2 of Chapter 95 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to the abatement of certain places termed nuisances." Referred to Judiciary Committee.

Senate Bill No. 78, by Booth, "An Act relating to Game Preserves, repealing Sub-section 9, including Sub-division 1 therein contained, of Section 83 of Chapter 173 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, and providing penalties for the violation of this Act." Referred to Judiciary Committee.

Senate Bill No. 79, by Booth, "An Act amending Sections 51, 52, 53, 56, 62, of Chapter 173 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917." Referred to Judiciary Committee.

Senate Bill No. 80, by Booth, "An Act amending Section 8 of Chapter 173, of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to the Fish and Game Commission." Referred to Judiciary Committee.

Senate Bill No. 81, by Booth, "An Act amending Sections 1, 2, 3, 4, 5, 6, 7, and 13 of Chapter 12 of Chapter 172, of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to special improvements on roads and highways in certain districts; adding to the Act aforesaid five new Sections to be known as Sections 4A, 4B, 6A, 9A, and 9B; repealing Section 9 of the Act aforesaid and all other Acts and part of Acts in conflict herewith." Referred to Judiciary Committee.

Senate Bill No. 82, by Booth, "An Act to establish a Legislative Reference Bureau in connection with the Law Department of the State Library of Montana." Referred to Judiciary Committee.

Senate Bill No. 83, by Booth, "An Act amending Section 6 of Chapter 119 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917." Referred to Judiciary Committee.

Senate Bill No. 84, by Booth, "An Act relating to the giving of notice to the State Board of Land Commissioners of certain bond sales and providing penalties for the violation of this Act." Referred to Judiciary Committee.

Senate Bill No. 85, by Booth, "An Act relating to the assessment for the purpose of taxation of bank stock and the payment of taxes thereon; providing for the furnishing of certain information to County Officials by Bank Officials and repealing Chapter 31 of the Laws of the Fourteenth Legislative Assembly of the State of Montana of 1915, and all Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

Senate Bill No. 86, by Booth, "An Act relating to the codification and general revision of the Laws of Montana." Referred to Judiciary Committee.

Senate Bill No. 87, by Booth, "An Act relating to the powers of Justices' Courts after acquiring jurisdiction by service of process." Referred to Judiciary Committee.

Senate Bill No. 88, by Booth, "An Act amending Section 3 of Chapter 11 of the Laws of the Sixteenth Legislative Assembly of the State of Montana of 1919, relating to the payment of the wages of employees." Referred to Judiciary Committee.

Senate Bill No. 89, by Booth, "An Act amending Section 4 of Chapter 99 of the Laws of the Sixteenth Legislative Assembly of the State of Montana of 1919." Referred to Judiciary Committee.

Senate Bill No. 90, by Booth, "An Act amending Section 26 of Chapter 209, of the Laws of the Sixteenth Legislative Assembly of the State of Montana of 1919, relating to the Grain Grading Inspection and Warehouse Commission of the State of Montana." Referred to Judiciary Committee.

Senate Bill No. 91, by Booth, "An Act relating to the publication in the Session Laws of the County Boundaries of Counties created by petition and election." Referred to Judiciary Committee.

Senate Bill No. 92, by Booth, "An Act relating to the employment of a Superintendent and Matron for the State Orphans' Home." Referred to Judiciary Committee.

Senate Bill No. 93, by Booth, "An Act relating to the appointment of Deputy County Attorneys and repealing all Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

Senate Bill No. 94, by Booth, "An Act relating to the commitment of delinquent children to the Montana State Industrial School, prescribing the form of such commitment and repealing all Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

Senate Bill No. 95, by Leuthold, "An Act relating to taxation; regulating the sale of property for taxes delinquent in the year 1920, remitting the penalty for delinquent taxes for said year if penalty for delinquent taxes for said year is paid before April 1, 1921, extending the right of redemption from tax sales

for the year 1917, for one year additional to that now fixed by law and repealing all Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

Respectfully,

C. J. McALLISTER.

Secretary of State.

NOTICE OF BILLS.

The author gives notice that she will on tomorrow, or some subsequent date, introduce the following bill:

By Hathaway: "An Act to abolish the State Office of Game Warden and to make County Sheriffs and their Deputies responsible for the enforcement of the Game and Fish Laws of the State."

REPORT OF STANDING COMMITTEE.

The following report was received from the Committee on Employees:

Mr. Speaker:

We, your Committee on Employees, recommend for employment the following:

Stenographers: Miss Bridenbaugh, Georgia Henry, Isabel G. Mathieson, Daisy Blackstone, and Mrs. Cato.

Duties to be assigned later.

Pages: Sterling DePrata, Frank T. Skahan.

(Signed) JONES, Chairman.

On motion, report adopted.

MOTIONS AND RESOLUTIONS.

On motion of Conser, of Fallon, seconded by Hathaway, the Committee on Employees was authorized to transfer, advance or discharge any employee of this House on the basis of efficiency or fitness for the duties of his or her respective position.

The Speaker announced the appointment of the following Committees:

Mileage and Per Diem: Kemp, Ogden, Berglin, Johnson of Fergus, Carlson.

Rules, Joint Rules and Order of Business: Dodds, Dillavou, Johnson of Deer Lodge, Skulason.

On motion of Johnson of Deer Lodge, duly seconded and carried, the House adjourned until Thursday, January 6th, 1921, at 11 o'clock A. M.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN, Chief Clerk.

FOURTH DAY

Helena, Montana, January 6, 1921.

House met pursuant to adjournment at 11:00 o'clock.

Mr. Speaker in chair.

Prayer by Chaplain.

Roll called and all present except Brooks, absent, and Haskell and Warren, excused.

Quorum present.

The Journal for January 5th was read and approved.

On motion of Johnson of Deer Lodge, duly seconded and carried, the communications from the Senate were considered as read at length.

COMMUNICATIONS FROM THE SENATE.

Helena, Montana, January 5th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: The Committee on Rules submitted the following report:

"That the rules of the Senate adopted by the Sixteenth Legislative Assembly being numbered from one to forty, be the rules governing the Seventeenth Session and the Standing Committees of the Senate be the same with the addition of Com-

mittee No. 38, to be known as "Oil Legislation", and that the Secretary of the Senate be instructed to have printed for each member of the Body the rules adopted. Edwards, Chairman."

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 5, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: The following notice of introduction of Bill was received and read, by Leuthold:

"An Act relating to taxes, fixing the penalty for delinquent taxes, regulating the publication of notice of delinquent taxes and all delinquent tax lists, amending 2616, 2622, 2623 and 2629 of the Revised Codes of Montana of 1907, and repealing all Acts and parts of Acts in conflict herewith."

Yours respectfully,
(Signed) C. J. McALLISTER,
Secretary of the Senate.

Helena, Montana, January 5, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: Upon motion by Senator Leuthold, duly seconded and carried, Senate Bill No. 95, introduced by Leuthold and previously referred to the Judiciary Committee, was transferred from that Committee to the Committee on Taxation.

Yours very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 5, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: The Senate today adjourned at 10:20 A. M., to meet Thursday, January 6th, at 11 o'clock.

Yours very respectfully,
C. J. McALLISTER, Secretary of the Senate.

NOTICES.

Authors of bills give notice that they will on tomorrow, or some subsequent date, introduce bills as follows:

By Scharnikow: A Bill for an Act entitled, "An Act prohibiting any person, or persons, corporation or association of individuals, from erecting, placing or maintaining any advertising sign or other sign, except the usual danger signs erected by railroad companies, within a distance of five hundred feet from any railroad grade crossing, outside of the limits of incorporated cities or towns, and providing a penalty for the violation of the provisions of this Act."

By King: A Bill for an Act entitled, "An Act to prevent Brokers or Agents from accepting or receiving secret commissions or compensations of any kind, without the consent of their principal, for awarding contracts for work performed or material furnished or to be furnished, on property for which they act as Broker or Agent under the provisions hereof; and providing punishment for the violation of any of the provisions thereof."

By Felton: A Bill for an Act entitled, "An Act to amend Section 4717 of the Revised Codes of the State of Montana of 1907, relating to the selection of a homestead."

By Cavanaugh: A Bill for an Act entitled, "An Act to provide for the submission to the qualified electors of the State of Montana, of an amendment to Article XVI of the Constitution of the State of Montana, authorizing the Legislative Assembly of the State of Montana, by general or special law, to provide commission form of municipal government for counties, and to merge or consolidate county and city governments within counties, and establish one municipal government for such territory, and define and prescribe the form of such municipal government, and the functions, terms, duties, method of election, or appointment, and removal, compensation, qualifications, number and authority of the officers of such municipal government."

By Bergeson: A Bill for an Act entitled, "An Act to amend Sections 1, 2,

3, 4, 5, 6, 7, 8 and 9 of Chapter 49, Session Laws of the Sixteenth Legislative Assembly entitled 'An Act relating to the assessment and taxation of telephone, telegraph, electric power, and transmission lines, canals, ditches, flumes, and other property owned and operated in more than one county of the State and constituting a single and continuous property throughout more than one county.'

By Bergeson: A Bill for an Act entitled, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article XII of the Constitution of the State of Montana creating county boards of equalization and a State tax commission, and defining their powers and duties."

By Bergeson: A Bill for an Act entitled, "An Act to amend sub-division 5 of Section 1 of Chapter 48 Session Laws of the Sixteenth Legislative Assembly of the State of Montana, entitled 'An Act prescribing the powers and duties of the State Board of Equalization and repealing Sections 2584 to 2592 inclusive, of the Revised Codes of Montana of 1907.'"

By Bergeson: A Bill for an Act entitled, "An Act to amend Chapter 87 acts of Fifteenth Legislative Assembly, being an Act entitled 'An Act providing a method for the assessment and collection of a license fee on express companies doing business in this State.'"

By Bergeson: A Bill for an Act entitled, "An Act to amend Chapter 79 Acts Fifteenth Legislative Assembly entitled, 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method of collection on such license fee, and repealing Section 2773 of the Revised Codes of the State of Montana of 1907 as amended by the Acts approved March 1, 1911, entitled 'An Act to amend Section 2773 of the Revised Codes of the State of Montana of 1907 and Section 2774 and 2777 of the Revised Codes of Montana of 1907.'"

By Bergeson: A Bill for an Act entitled, "An Act to create a state tax commission, prescribing the powers and duties thereof and making an appropriation therefor."

By Bergeson: A Bill for an Act entitled, "An Act to amend Sections 3, 5, 6, 7, 8, 9 and 10 of Chapter 5 Session Laws of the Extraordinary Session of the Sixteenth Legislative Assembly, entitled, 'An Act providing for the taxation of the property of freight line companies doing business in this State, and repealing Chapter 82 of the Fifteenth Legislative Assembly of the State of Montana, being an Act entitled 'An Act providing a method for the assessment and collection of a license fee on private car companies doing business in this State.'"

By Roberts—by request: A Bill for an Act entitled, "A Bill providing for regulating and licensing of Real Estate Brokers."

On motion of Johnson of Deer Lodge, duly seconded and carried, the House at this time recessed for 15 minutes.

Mr. Speaker in chair.

House resumed.

REPORT OF STANDING COMMITTEES.

Mr. Speaker:

We, your House Committee on Rules and Joint Rules, beg leave to report that we recommend the amendment of Rule No. 8 of the House Rules by adding thereto the following committees.

47—Workmen's Compensation.

48—Petroleum, Oil and Gas Affairs.

49—Constitutional Amendments.

With the foregoing amendments, we further recommend that the Rules of the House and Joint Rules of the Senate and House of the Sixteenth Legislative Assembly be formally adopted as the Rules and Joint Rules of the Seventeenth Assembly.

DODDS, Chairman.

On motion, report adopted.

Mr. Speaker:

Your House Committee on Rules and Joint Rules met with a like committee from the Senate and respectfully submit the following, and recommend the adoption and approval of the same:

That the Joint Rules of the Senate and House of the Sixteenth Session, Legis-

lative Assembly, be adopted in their entirety as numbered from 1 to 25, inclusive, as the Joint Rules of the Senate and House of the Seventeenth Legislative Assembly, and that an additional Rule be adopted to be numbered 26, and to read as follows:

No. 26. All bills carrying or providing for appropriations of public monies shall be considered by a Joint Committee composed of the Committee on Finance and Claims of the Senate and the Committee on Appropriations of the House, and Meetings of the Joint Committee shall be held upon call of the Chairman of the House Committee on Appropriations.

DODDS, Chairman.

On motion, report adopted.

Mr. Speaker:

We, your Committee on Mileage and Per Diem, beg leave to submit the following report, indicating the number of miles traveled by the following members of the House and the sums due them therefor:

Name.	City.	Miles.	Amt.
Allen, Geo. R., Virginia City		326@10c	\$ 32.60
Anderson, R. L., Ismay		880@10c	88.00
Arnold, W. P., Richey		1136@10c	113.60
Austin, Harry H., Big Timber		314@10c	31.40
Beley, Ward, Harlowton		296@10c	29.60
Bell, Geo. H., White Sulphur Springs		228@10c	22.80
Bergeson, O. A., Geraldine		322@10c	32.20
Berglin, J. O., Chester		480@10c	48.00
Black, Wm. M., Shelby		394@10c	39.40
Blomquist, H., Great Falls		196@10c	19.60
Bohling, John B., Dutton		270@10c	27.00
Boorman, C. E., Great Falls		196@10c	19.60
Brasier, Chas. A., Butte		146@10c	14.60
Brockway, B. G., Billings		476@10c	47.60
Brooks, Joseph, Livingston		246@10c	24.60
Brown, L. W., Helena			
Brown, Geo. A., St. Regis		390@10c	39.00
Buell, H. S., Bozeman		196@10c	19.60
Cady, Wm. M., Libby		932@10c	93.20
Carlson, B. E., Weldon		1208@10c	120.80
Cavanaugh, Miles J., Butte		146@10c	14.60
Charters, J. H., Grass Range		494@10c	49.40
Chatfield, M. D., Helena			
Conser, C. C., Plevna		912@10c	91.20
Cooney, E. H., Great Falls		196@10c	19.60
Covell, Chas. L., Lewistown		422@10c	42.20
Crumbaker, Calvin, Carter		254@10c	25.40
Daily, John R., Missoula		240@10c	24.00
Dillavou, R. C., Billings		476@10c	47.60
Dodds, Percy F., Whitefish		700@10c	70.00
Dowlin, Chas. M., Forsyth		680@10c	68.00
Dowlin, W. E., Billings		478@10c	47.80
Dunbar, Herbert G., Three Forks		160@10c	16.00
Dunn, Robt. J., Anaconda		198@10c	19.80
English, Gus B., Anaconda		198@10c	19.80
Fairgrieve, Alex., Washoe		548@10c	54.80
Faust, H. J., Drummond		142@10c	14.20
Felton, W. R., Square Butte		336@10c	33.60
Gies, Homer E., Winnett		540@10c	54.00
Gibson, Fred L., Livingston		246@10c	24.60
Gillett, F. B., Hinsdale		696@10c	69.60
Goodland, W. H., Butte		146@10c	14.60
Goodman, Alex., Great Falls		196@10c	19.60
Green, E. J., Kalispell		714@10c	71.40
Green, Henry R., Lindsey		976@10c	97.60
Gullidge, A. O., Terry		850@10c	85.00

STATE OF MONTANA

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Hanson, Fred, Flaxville.....	1156@10c	115.60
Haskell, H. J., Glendive	926@10c	92.60
Hathaway, Mrs. Maggie Smith, Stevehsville.....	300@10c	30.00
Haynes, C. E., Fort Benton	286@10c	28.60
Hills, H. G., Paris.....	890@10c	89.00
Hunter, James, Klein.....	440@10c	44.00
Johnson, Albert, Denton	404@10c	40.40
Johnson, Edw. C., Anaconda	198@10c	19.80
Johnson, Howard A., Butte	146@10c	14.60
Jones, Dudley, Dodson	582@10c	58.20
Kemp, R. W., Missoula	240@10c	24.00
Kenyon, D. C., Chinook	486@10c	48.60
King, Dan B., Butte	146@10c	14.60
Knudsvig, E. H., Avondale.....	832@10c	83.20
Lakin, Wm. P., Miles City	770@10c	77.00
Larson, L. S., Fairview	1058@10c	105.80
MacDonald, T. H., Kalispell	714@10c	71.40
McDonald, Thos. F., Butte	146@10c	14.60
McQuarrie, Daniel L., Missoula	240@10c	24.00
Northey, W. H., Ryegate	356@10c	35.60
Ogden, Earl, Augusta	300@10c	30.00
O'Hara, R. A., Hamilton	336@10c	33.60
Parsons, Henry R., Williams.....	360@10c	36.00
Peden, W. A., Hardin	592@10c	59.20
Penewell, T. A., Miles City.....	770@10c	77.00
Perrine, J. A., Cutbank.....	444@10c	44.40
Phelps, E. T., Baylor.....	820@10c	82.00
Provinse, H. C., Red Lodge.....	534@10c	53.40
Ray, J. D., Columbus.....	390@10c	39.00
Reeves, A. L., Helena		
Reid, C. W., Been	1016@10c	101.60
Rhoads, Harmon T., Choteau.....	306@10c	30.60
Rickard, H. F., Poplar	840@10c	84.00
Riggs, D. F., Whitehall	270@10c	27.00
Rixon, F. P., Billings	478@10c	47.80
Roberts, J. W., Great Falls	196@10c	19.60
Rogers, Henry G., Dillon	284@10c	28.40
Rouleau, Ed., Butte	146@10c	14.60
Sales, Allan H., Bozeman	196@10c	19.60
Sandy, B. B., Elgin	1026@10c	102.60
Scharnikow, Edw., Deer Lodge	124@10c	12.40
Scofield, John L., Biddle	962@10c	96.20
Shoemaker, Edw. M., Helena.....		
Shoemaker, J. A., Billings	476@10c	47.60
Sickler, A. R., Forsyth	680@10c	68.00
Silver, Francis A., Butte.....	146@10c	14.60
Skulason, G. G., Thompson Falls	444@10c	44.40
Smith, Chas. A., Whitefish	700@10c	70.00
Snell, James, Butte	146@10c	14.60
Spencer, John T., Bridger	504@10c	50.40
Spratt, G. C., Benchland	362@10c	36.20
Stevens, H. R., Great Falls	196@10c	19.60
Stoner, Clair, Outlook	1122@10c	112.20
Swift, C. R. Jr., Hysham	626@10c	62.60
Treloar, Sam H., Butte	146@10c	14.60
Troy, T. J., Havre	442@10c	44.20
Wade, Geo. T., Butte	146@10c	14.60
Wallace, Lloyd I., Ronan	368@10c	36.80
Warren, Chas. S., Butte	146@10c	14.60
Wilcomb, A. J., Twin Bridges	264@10c	26.40
Williams, Arthur, Radersburg	66@10c	6.60
Worden, Tyler, Missoula	240@10c	24.00

Your Committee finds that Representative H. J. Haskell of Glendive and B. B. Carlson of Weldon have not answered roll call. Their mileage has been included in this report subject to their attendance at this session.

Respectfully submitted,

R. W. KEMP.
EARL OGDEN.
J. O. BERGLIN.
ALBERT JOHNSON.

On motion, report adopted.

On motion of Johnson of Deer Lodge, duly seconded and carried, unanimous consent of the House was given to introduce three Appropriation Bills without previous notice.

The following House Bills were introduced and read first and second times:

H. B. No. 1 by English of Deer Lodge: A Bill for an Act entitled, "An Act to appropriate money for the incidental expenses of the Seventeenth Legislative Assembly of the State of Montana." Referred to the Committee on Appropriation.

H. B. No. 2, by Johnson of Deer Lodge: A Bill for an Act entitled, "An Act to appropriate money for the payment of the Per Diem of Officers and Attachees of the Seventeenth Legislative Assembly of the State of Montana." Referred to Committee on Appropriations.

H. B. No. 3, by Dodds of Flathead: A Bill for an Act entitled, "An Act to appropriate money for the payment of mileage and per diem of the members of the Seventeenth Legislative Assembly of the State of Montana." Referred to the Committee on Appropriations.

MOTIONS AND RESOLUTIONS.

On motion of Dodds of Flathead, duly seconded and carried, a committee of three were appointed to look after typewriters and supplies.

At this time Mr. Speaker announced the following committee to look after the typewriters and supplies: MacDonald of Flathead, Rickard of Roosevelt, and Roulean of Silver Bow.

Also the following committee on printing: Blomquist, Cooney, Spencer, Knudsvig, Parsons, Spratt, Northey.

On motion of Johnson of Deer Lodge, duly seconded and carried, authority was given the Printing Committee to carry on its work as it thought best.

On motion of Johnson from Deer Lodge, duly seconded and carried, the House adjourned until 10:00 A. M., Friday, January 7th, 1921.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN, Chief Clerk.

FIFTH DAY

Helena, Montana, January 7, 1921.

House met at 10:00 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the chair.

Prayer by the Chaplain.

Roll was called and all members found present.

Haskell and Warren excused.

Quorum present.

Mr. Speaker called the Speaker Pro Tem to the Chair.

Journal of January 6, 1921, read and approved.

COMMUNICATIONS FROM THE SENATE.

Senate Chamber, January 6, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: The Committee of the Whole to whom was referred business on general file, made the following report on Senate Bill No. 95, and recommended that same do pass, with the exception of the following amendment:

Amend Section 2 by striking out in line 3 and 4 "in such newspaper as the

Board of County Commissioners shall designate." and inserting in lieu thereof the words "in the official paper of each county."

Which report was adopted.

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

Senate Chamber, January 6, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: Senate Bill No. 95 was this day read the third time and passed, title agreed to, and is herewith transmitted to the House for its concurrence.

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

Senate Chamber, January 6, 1921.

Mr. Speaker:

I am directed by the House to inform your Honorable Body that: Upon motion by Senator Edwards, duly seconded and carried, that the Secretary of the Senate request of the United States Senate speedy action on a resolution passed by the House of Representatives, being Resolution No. 15275, relating to relief for the agricultural and stock raising interests of the United States.

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

Senate Chamber, January 6, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: The following Bill was introduced, read the first and second time and referred to the committee:

Senate Bill No. 97, by Haley: "A Bill for an Act to create a State Purchasing Department, to define the authority, powers and duties thereof; to provide for the appointment of and to define the authority, power and duties and to fix the compensation of the officers and employes thereof, and to repeal all Acts and parts of Acts in conflict with the provisions of this Act."

Referring to Committee on Judiciary.

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

Senate Chamber, January 6, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: The following notices of bills were this day presented and read:

By Page: An Act to prevent the use of calcium carbide for lighting purposes in all underground workings, and providing a substitute therefor.

By Slattery: An Act to repeal Chapter 21 of the Laws enacted at the Extraordinary Session of the Sixteenth Legislative Assembly of the State of Montana. Approved August 11, 1919, relating to the Montana Trade Commission.

By Edwards: An Act to amend Sections 165 and 166 of the Revised Codes of 1907 of the State of Montana and to repeal Chapter 37 of the Laws of the Fourteenth Legislative Assembly of the year 1915.

By Donlan: An Act authorizing the State Board of Examiners to fix the number, compensation, term and tenure of office of all Deputies, Assistants, Clerks and Stenographers employed by the Civil Executive State Officers.

By Donlan: An Act authorizing County Commissioners to fix the number, compensation, term and tenure of office of all Deputies, Assistants, Clerks and Stenographers employed by all County Officers.

By Paul: An Act prescribing that Oath of Office be taken by all teachers in public, private and parochial schools, colleges and universities of the State of Montana, and providing penalties for the violation thereof.

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

Senate Chamber, January 6, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: Upon motion of Senator Leuthold, duly seconded and carried, rules were suspended and Senate Bill No. 95 was placed on general file.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Senate Chamber, January 6, 1921.

Mr. Speaker:

I am directed to inform your Honorable Body that: The following Bill was introduced, read first and second time and referred to Committees:

Senate Bill No. 96, by Leuthold, "An Act relating to taxation, fixing the penalty for delinquent taxes, regulating the publication of notice of delinquent taxes and all delinquent tax lists, amending Sections 2616, 2623 and 2629 of the Revised Codes of Montana of 1907 and repealing all Acts and parts of Acts in conflict herewith."

Referred to Committee on Taxation.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Senate Chamber, January 6, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: The Standing Committee made the following report: "Committee on Taxation reported Senate Bill No. 95, introduced by Leuthold, being a Bill for an Act entitled, 'An Act relating to taxation, regulating the sale of property for taxes delinquent in the year 1920, remitting the penalty for delinquent taxes for said year, if paid before April 1, 1921, extending the right of redemption from tax sales for the year 1917, for one year additional, to that now fixed by law, and repealing all Acts and parts of Acts in conflict herewith.'"

With recommendation that same do pass.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Senate Chamber, January 6, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: The Committee on Printing has reported Senate Bill No. 95, by Leuthold, this date returned from Printer correctly printed.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Senate Chamber, January 6, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: On motion of Senator Edwards, duly seconded and carried, the President appointed Senators Edwards, Booth and Loy as a Committee to draft suitable resolutions of appreciation for the kindness of Senator Church of Lewis and Clark County in issuing invitations and tickets for the Legislative Ball to the members of the Senate.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Senate Chamber, January 6, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: On motion of Senator Leuthold, duly seconded and carried, Senate Bill No. 95 was considered as engrossed and placed on the calendar for the third reading.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Senate Chamber, January 6, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that: At 11:40

o'clock A. M. the Senate adjourned to meet at 11:00 o'clock A. M. Friday, January 7, 1921.

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

NOTICES OF BILLS.

Authors of Bills gave notice that they will on tomorrow, or some subsequent day, introduce Bills as follows:

By Hathaway: "An Act to repeal Chapter 51 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana entitled, 'An Act providing for the classification of taxable property in this State for the purpose of taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereon.'"

By Dillavou: A Bill for an Act entitled, "An Act to provide for an apportionment of membership and representation of the several counties in Montana in the House of Representatives of the Legislative Assembly of Montana, and to fix the number of members thereof."

REPORTS OF STANDING COMMITTEES.

The following report from the Committee on House Employees was presented, read and adopted:

Mr. Speaker:

We, your Committee on House Employees respectfully report as follows: We recommend that the offer of Messrs. Pelletier and Rose to do the stenographic work of the House be not accepted, for the following reasons:

1. That the law as now enacted does not contemplate the delegation of the employment of House employees by a contract system.

2. Because the letting of a contract to do stenographic or clerical work would remove the control of all persons doing such work from the House and place the same in the hands of a contractor, and thus be the means of endless controversy in case of objections or criticisms as to the manner such work was done, and would retard efficiency.

3. That the offer is misleading and uncertain as to the remuneration to be paid for such work, as it is impossible to secure any accurate data as to the amount of work done by the clerical force in the previous session, and thus give rise to controversy as to amount to be paid in case such a contract could be let.

We further recommend the appointment of the following employees:

Clerk to the Assistant Sergeant-at-Arms, Earl D. Wilcox of Cascade.

Stenographers: Bessie Little, in place of Georgia Henry, who had already been elected to a position in the Senate, and Anna Anderson.

Joint Employee of the Senate and House in the Capitol Post Office, Capt. C. H. Koch.

Janitors to the House: W. Minugh of Blaine, Dug Gillis of Madison.

Watchman, N. J. Meyers of Missoula.

JONES, Chairman.

INTRODUCTION OF BILLS.

The following bill was introduced, read first and second time by title and history only, and referred to the Committee on Constitutional Amendments:

H. B. No. 4, by Bergeson. A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article XII of the Constitution, as amended, creating County Boards of Equalization and a State Tax Commission, and defining their powers and duties."

The following bill was introduced, read first and second time at length, and referred to the Committee on State Boards and Officers:

H. B. No. 5, by Bergeson. A Bill for an Act entitled: "An Act to create a State Tax Commission, prescribing the powers and duties thereof and making an appropriation therefor."

INTRODUCTION OF SENATE BILLS.

The following Senate Bill was introduced, read first and second time and referred to the Judiciary Committee:

S. B. No. 95, by Leuthold. A Bill for an Act entitled: "An Act relating to taxation regulating the sale of property for taxes delinquent in the year 1920, remitting the penalty for delinquent taxes for said year, if paid before April 1, 1921, extending the right of redemption from tax sales for the year 1917, for one year additional, to that now fixed by law, and repealing all Acts and parts of Acts in conflict herewith."

MOTIONS AND RESOLUTIONS.

The following motion by Dowlin of Yellowstone was duly seconded and carried:

"Mr. Speaker: The House of Representatives of the Sixty-sixth Congress, in an endeavor to relieve the conditions seriously affecting agriculture, passed House Resolution 15275, imposing temporary duties upon certain agricultural products during present emergency, and to provide revenue for other purposes. The resolution proposes rates of duty as follows: wheat 30c per bushel; wheat flour and Semolina, 20% ad valorem; corn and maize, beans, potatoes, onions, rice, cattle, sheep, fresh mutton and lamb, cotton and wool and proposes to render this protection for a period of ten months. The resolution is now in the Senate of the United States awaiting their action thereon and I move you, Sir, that the Clerk of the House be instructed to join with the Secretary of the Senate and transmit to Montana representatives in that body their earnest request for immediate support of the same."

On motion of Johnson of Deer Lodge, duly seconded and carried, the following committee of three was appointed to have the Journal and history of House Bills printed and placed on the desks of the members of the House each morning: McDonald of Silver Bow, Blomquist and Spencer.

APPOINTMENT OF STANDING COMMITTEES.

Mr. Speaker announced the appointment of the following standing committees:

Apropriations: Buell of Gallatin, Chairman; Wilcomb of Madison, Vice Chairman; Brooke of Park, Gullidge of Prairie, Brockway of Yellowstone, Johnson of Deer Lodge, Reeves of Lewis and Clark, Rhoads of Teton, Crumbaker of Chouteau, Beley of Wheatland, Provinse of Carbon, Kemp of Missoula, Rouleau of Silver Bow, Green of Dawson, Boorman of Cascade.

Agriculture: Conser of Fallon, Chairman; Crumbaker of Chouteau, Vice Chairman; Dunbar of Gallatin, Phelps of Valley, Hills of Garfield, Peden of Big Horn, Carlson of McCone, Bohling of Teton, Ray of Stillwater, Wallace of Missoula, Green of Dawson, Williams of Broadwater, Dowlin of Rosebud, Parsons of Pondera, Riggs of Jefferson.

Judiciary: O'Hara of Ravalli, Chairman; Rodgers of Beaverhead, Vice Chairman; Dillavou of Yellowstone, Allen of Madison, Black of Toole, Austin of Sweet Grass, Cavanaugh of Silver Bow, MacDonald of Flathead, Johnson of Silver Bow, Scharnikow of Powell, Silver of Silver Bow, Skulason of Sanders, Kenyon of Blaine, Haskell of Dawson, Geis of Fergus, Wallace of Missoula, Arnold of Dawson.

Privileges and Elections: Beley of Wheatland, Chairman; Brasier of Silver Bow, Green of Flathead, Hanson of Daniels, Snell of Silver Bow, Provinse of Carbon, Hunter of Musselshell, Parsons of Pondera, Peden of Big Horn, Brown of Mineral, Sandy of Carter.

Public Morals, Charities and Reforms: Hathaway of Ravalli, Chairman; Haynes of Chouteau, Vice Chairman; Phelps of Valley, Rouleau of Silver Bow, Boorman of Cascade, Dunn of Deer Lodge, Johnson of Fergus, Chatfield of Lewis and Clark, Lakin of Custer, Peden of Big Horn, Perrine of Glacier.

Enrolling: Black of Toole County, Chairman; Johnson of Silver Bow, Dunn of Deer Lodge, King of Silver Bow, Sickler of Rosebud, Haynes of Chouteau.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House recessed for 15 minutes.

House resumed and reverted to order of business No. 4.

The following reports were received from the Committee on Appropriations:

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 1, a Bill for an Act entitled, "An Act to appropriate money for the incidental expenses of the 17th Legislative Assembly of the State of Montana," beg to report back to the House with the recommendation that the same do pass."

BUELL, Chairman.

Report adopted.

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 2, a Bill for an Act entitled "An Act to appropriate money for the payment of the per diem of officers and attachées of the 7th Legislative Assembly of the State of Montana," beg to report back to the House with the recommendation that the bill do pass."

BUELL, Chairman.

Report adopted.

"Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 3, a Bill for an Act entitled: "An Act to appropriate money for the payment of mileage and per diem of the members of the 17th Legislative Assembly of the State of Montana," beg leave to report back to the House with the recommendation that the bill do pass.

BUELL, Chairman.

Report adopted.

On motion of Johnson of Deer Lodge, duly seconded and carried, House Bill Nos. 1, 2, and 3, were reported correctly printed and placed on General Orders.

Thereupon the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Johnson of Deer Lodge in the chair.

House resumed.

Mr. Speaker in the chair.

Johnson from the Committee of the Whole reported as follows:

"Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. No. 1, by English, a Bill for an Act entitled, "An Act to appropriate money for the incidental expenses of the 17th Legislative Assembly of the State of Montana," report same back to the House with the recommendation that the bill do pass.

Also, having had under consideration H. B. No. 2, by Johnson of Deer Lodge: A Bill for an Act entitled: "An Act to appropriate money for the payment of the per diem of officers and attaches of the 17th Legislative Assembly of the State of Montana," report the same back to the House with the recommendation that the bill do pass.

Also, having had under consideration H. B. No. 3, by Dodds, a Bill for an Act entitled: "An Act to appropriate money for the payment of mileage and per diem of the members of the 17th Legislative Assembly of the State of Montana, report same back to the House with the recommendation that the bill do pass.

JOHNSON, Chairman.

Report adopted.

Upon motion of Gullidge, H. B. Nos. 1, 2 and 3 were considered correctly engrossed and placed on Third Reading.

THIRD READING OF HOUSE BILLS.

H. B. No. 1, having been read three several times, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown, Earl W., Brown, George A., Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Coveil, Crumbaker, Daily, Dillavou, Dodds, Dowlin, Chas. M., Dowlin, W. E., Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gies, Goodland, Goodman, Green, E. J., Green, Henry R., Gullidge, Hanson, Hathaway, Haynes, Hills,

Hunter, Johnson, Albert, Johnson, Edw. C., Johnson, Howard A., Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald, T. H., McDonald, Thos. F., McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker, Edgar M., Shoemaker, J. A., Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden, Mr. Speaker—100.

Noes: None.

Absent and not voting: Cavanaugh, Gillette, Haskell, King, Rouleau, Wade, Warren, Roberts.—8.

H. B. No. 2, having been read three several times was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown, Earl W., Brown, George A., Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin, Chas. M., Dowlin, W. E., Dunbar, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green, E. J., Green, Henry R., Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson, Albert, Johnson, Edw. C., Johnson, Howard A., Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald, T. H., McDonald, Thos. F., McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker, Edgar M., Shoemaker, J. A., Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden, Mr. Speaker.—101.

Noes: None.

Absent and not voting: Cavanaugh, Dunn, Haskell, King, Rouleau, Wade, Warren.—7.

H. B. No. 3, having been read three several times, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown, Earl W., Brown, George A., Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Wowwlin, Chas. M., Dowlin, W. E., Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green, E. J., Green, Henry R., Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson, Albert, Johnson, Edw. C., Johnson, Howard A., Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald, T. H., McDonald, Thos. F., McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker, Edgar M., Shoemaker, J. A., Sickler, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden, Mr. Speaker.—99.

Noes: None.

Absent and not voting: Cavanaugh, Haskell, Hills, King, Ogden, Rouleau, Scharnikow, Wade, Warren.—9.

Rixon of Yellowstone moved that the House extend thanks to the Lewis and Clark County members for their courtesy in extending the invitation to the Legislative Ball.

Motion carried.

On motion of Johnson of Deer Lodge, the House adjourned until 1:00 o'clock P. M., Monday, January 10, 1921.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN, Chief Clerk.

EIGHTH DAY

House of Representatives, Helena Montana, January 10th, 1921.

House met at 1:00 o'clock P. M., pursuant to adjournment.

Mr. Speaker in the chair.

Prayer by the Chaplain.

Roll was called and all members found present except Beley, Berglin, Hunter, King, Stevens and Wilcomb.

Haskell, Warren and Ogden excused.

Quorum present.

On motion of Johnson of Deer Lodge, duly seconded and carried, the Journal of January 7th, 1921, was considered as read at length and approved.

COMMUNICATIONS AND PETITIONS.

Gillette extended an invitation to all members to attend an Agricultural Meeting of Senators and Representatives in the Placer Hotel at 8 o'clock P. M., January 10, 1921.

The following communication was received from the Governor:

"Office of the Governor, January 10, 1921.

The Speaker, House of Representatives, Helena, Montana.

Complying with the provisions of the Constitution, I have the honor to transmit herewith a report of the Pardons and Commutations of Sentence granted by the Governor and Acting Governors since the time of the report to the Sixteenth Legislative Assembly.

JOS. M. DIXON, Governor.

PARDONS AND COMMUTATIONS GRANTED BY GOVERNOR

Name	County	Crime	Sentence	Admitted
Ben H. Ottenstor.....	Valley	Grand Larceny	5 to 10 yrs.	July 23, 1917
Peter Johns.....	Silver Bow	Robbery	10 yrs.	Feb. 18, 1915
W. D. Porter.....	Sheridan	Rape	2 to 4 yrs.	July 14, 1915
Ernest Bowen.....	Fergus	Burglary	15 yrs.	Feb. 22, 1915
Fred Ackles.....	Carbon	Robbery	7 to 14 yrs.	July 6, 1915
John V. Schirmer.....	Custer	Grand Larceny	2 1-2 to 5 yrs.	Oct. 26, 1915
Joe McIntyre.....	Yellowstone	Robbery	10 to 20 yrs.	Dec. 9, 1917
Reynold J. Peterson.....	Silver Bow	Petit Larceny	3 mos. Co. Jail	Mar. 8, 1915
Ole Nordall.....	Fergus	Murder 1st deg.	Life	July 1, 1908
Charley Johnson.....	Yellowstone	Rape	10 to 15 yrs.	Sept. 25, 1916
Hassan Body.....	Cascade	Assault 1st deg.	14 to 16 yrs.	July 4, 1916
George M. Price.....	Wheatland	Grand Larceny	1 to 2 yrs.	Mar. 5, 1915
Henry Henderson.....	Rosebud	Grand Larceny	2 to 4 yrs.	Oct. 13, 1915
E. B. Worley.....	Jefferson	Grand Larceny	2 to 4 yrs.	Sept. 17, 1915
Joe Lewis.....	Park	Burglary 1st deg.	5 to 10 yrs.	Oct. 27, 1915
Fred Stevens.....	Yellowstone	Forgery	1 to 2 yrs.	Mar. 23, 1915
Edith Colby.....	Sanders	Murder 2nd deg.	10 to 12 yrs.	Dec. 14, 1916
Pat Norton.....	Cascade	Manslaughter	5 to 10 yrs.	Nov. 30, 1917
Josephine Enox.....	Cascade	Murder 2nd deg.	20 to 21 yrs.	May 18, 1916
Martin Grasswick.....	Teton	Rape	5 to 10 yrs.	Apr. 28, 1915
Bertha Darcy.....	Yellowstone	Grand Larceny	2 to 4 yrs.	Jan. 26, 1915
Charlie Eggert.....	Rosebud	Grand Larceny	1 to 2 yrs.	June 13, 1915
Osceola Lowe.....	Custer	Assault 2nd deg.	2 to 5 yrs.	Sept. 14, 1915
Wm. H. Payne.....	Silver Bow	Burglary	1 to 2 yrs.	May 4, 1915
Charles Sicora.....	Silver Bow	Burglary	1 to 2 yrs.	May 13, 1915
Toy Sunt.....	Yellowstone	Murder 2nd deg.	40 to 60 yrs.	Dec. 17, 1916
Frank Jordan.....	Custer	Murder 2nd deg.	12 to 24 yrs.	Oct. 8, 1917
Owen Phillips.....	Blaine	Rape	8 to 20 yrs.	Sept. 25, 1915
Caroline Henkel.....	Flathead	Sell Intox. Liqrs.	10 days Co. jail	Mar. 6, 1915
Thomas O'Brien.....	Sanders	Rape	50 yrs.	Feb. 24, 1915
Richard Ware.....	Cascade	Rape	25 to 30 yrs.	Nov. 29, 1916
Paul Moody.....	Dawson	Rape	20 to 40 yrs.	Dec. 29, 1915
Harry D. Thomas.....	Custer	Rape	30 to 35 yrs.	Mar. 21, 1915
W. J. Arnold.....	Yellowstone	Burglary	2 1-2 to 5 yrs.	July 31, 1915
Foster Williamson.....	Beaverhead	Grand Larceny	1 1-2 to 8 yrs.	July 21, 1915
J. P. Hughes.....	Ravalli	Rape	16 to 32 yrs.	Nov. 8, 1917
Arthur M. Spackman.....	Silver Bow	Bigamy	1 to 2 yrs.	Nov. 18, 1915
Ed. Buckley.....	Silver Bow	Burglary	10 to 15 yrs.	May 10, 1916
Wm. G. Bates.....	Teton	Robbery	18 to 20 yrs.	Feb. 2, 1916
Bert Buller.....	Custer	Rape	8 to 10 yrs.	Jan. 3, 1917
Clarence Douglas.....	Yellowstone	Murder 2nd deg.	20 yrs.	Sept. 29, 1915
John Donovan.....	Silver Bow	Robbery	15 yrs.	Feb. 9, 1917
John Duffy.....	Silver Bow	Attempted Rob'ry	5 to 10 yrs.	Mar. 24, 1915
Robert Egan.....	Custer	Murder 2nd deg.	10 to 15 yrs.	Sept. 21, 1916
Jake Emmerson.....	Dawson	Crime agnst ntre.	15 yrs.	Aug. 6, 1915
Earl H. Griswold.....	Madison	Grand Larceny	7 to 14 yrs.	Sept. 26, 1917
Andrea Guigni.....	Silver Bow	Grand Larceny	8 to 14 yrs.	Sept. 11, 1916
James Hill.....	Cascade	Robbery	10 to 14 yrs.	July 4, 1916
Michael P. Huber.....	Deer Lodge	Rape	7 to 14 yrs.	Apr. 1, 1915
Etna Ingmire.....	Ravalli	Forgery	7 to 14 yrs.	Apr. 29, 1915
Jack L. Love.....	Sheridan	Manslaughter	5 to 10 yrs.	July 4, 1915
James B. Miller.....	Cascade	Murder 2nd deg.	10 to 11 yrs.	Nov. 28, 1915
James Miller.....	Missoula	Robbery	7 to 14 yrs.	Apr. 23, 1915
Joseph Mowatt.....	Fergus	Rape	25 yrs.	June 12, 1914
John Raymond.....	Missoula	Robbery	12 yrs.	Sept. 15, 1914
F. M. Stice.....	Lewis and Clark	Assault	5 to 10 yrs.	Nov. 4, 1917
Ed Smith.....	Beaverhead	Assault 1st deg.	20 yrs.	Nov. 10, 1916
W. H. Smith.....	Yellowstone	Rape	45 yrs.	Mar. 9, 1915
Walter Vandervoort.....	Fallon	Murder 2nd deg.	10 to 20 yrs.	Mar. 5, 1915
Charles Wingfield.....	Wheatland	Assault 1st deg.	5 to 10 yrs.	Nov. 19, 1917
H. N. Walker.....	Cascade	Obt. money flse p.	9 1-2 to 10 yrs.	May 14, 1916
Ed Tally.....	Yellowstone	Manslaughter	5 to 10 yrs.	Nov. 16, 1917
Joe Noll.....	Custer	Rape	10 to 20 yrs.	Sept. 10, 1915
Fred E. Willard.....	Silver Bow	Murder 2nd deg.	30 yrs.	Nov. 12, 1915
J. H. Kratzer.....	Custer	Grand Larceny	3 to 6 yrs.	Jan. 9, 1915
Charles Holland.....	Lewis and Clark	Burglary	1 to 2 yrs.	Aug. 30, 1915
Chauncey A. Sheldon.....	Lewis and Clark	Mayhem	12 to 14 yrs.	Mar. 8, 1916
Grant C. Martin.....	Carbon	Murder 1st deg.	Life	Apr. 23, 1915
V. L. Radcliffe.....	Gallatin	Grand Larceny	4 to 8 yrs.	June 17, 1915
Della McCoy.....	Yellowstone	Felony	2 to 4 yrs.	Nov. 1, 1915
John Kashier.....	Musselshell	Burglary	7 to 10 yrs.	Oct. 29, 1917
Jacob H. Henry.....	Cascade	Murder 2nd deg.	30 to 35 yrs.	July 16, 1915
J. J. Smith.....	Silver Bow	Murder 1st deg.	Life	Nov. 25, 1915
Henry Waarum.....	Sweet Grass	Rape	10 to 20 yrs.	Sept. 20, 1917
Otto Smithman.....	Lewis and Clark	Assault 2nd deg.	1 to 2 yrs.	Oct. 17, 1915
A. J. Towey.....	Carbon	Grand Larceny	5 to 10 yrs.	Apr. 13, 1915

ACTING GOVERNOR DURING YEARS 1919-1920.

Exec. Action	Date	Reasons for Executive Clemency.
to 10 yrs.....	Jan. 10, 1919.....	Youth, good record, dependents, many petitioners.
to 10 yrs.....	Jan. 10, 1919.....	G'd record and give benefit of Indet. Sentence Law.
to 4 yrs.....	Jan. 16, 1919.....	Previous good record, dependents, many petitioners.
to 15 yrs.....	Jan. 31, 1919.....	G'd record and to give benefit of Indet. Sentence Law.
to 14 yrs.....	Mar. 19, 1919.....	Good record and evidence of reformation.
ms. to 5 yrs.	Apr. 1, 1919.....	Recommended by Judge and County Attorney.
rdon	Apr. 10, 1919.....	Doubt as to guilt.
days	Apr. 12, 1919.....	Recommended by Court and other officials.
to 50 yrs.....	Apr. 23, 1919.....	Advanc'g age, good record and faithful work as pris'n'r.
to 15 yrs.....	Apr. 23, 1919.....	Chance to make good and care for dependent family.
to 16 yrs.....	Apr. 30, 1919.....	Sufficient punishment; rec. by Co. Atty.
mo. to 2 yrs.	Apr. 22, 1919.....	Large family dependent; rec. by Co. Atty.
to 4 yrs.....	May 2, 1919.....	Doubt as to guilt; large family destitute.
to 4 yrs.....	May 2, 1919.....	Chance to care for destitute family.
rdon	May 22, 1919.....	Serious malady; prisoner to remain without State.
mo. to 2 yrs.	May 21, 1919.....	Prisoner and family to be remain without State.
to 12 yrs.....	May 20, 1919.....	Recommended by Court and other officials.
to 10 yrs.....	May 20, 1919.....	Old age and faithful work as a prisoner.
to 21 yrs.....	May 20, 1919.....	Doubt as to responsibility mentally.
to 10 yrs.....	June 12, 1919.....	Good record; chance to care for dependent family.
mo. to 4 yrs.	June 24, 1919.....	Prisoner was about to become a mother.
mo. to 2 yrs.	Aug. 11, 1919.....	Family Co'ty charges; extenuating circumst'c's, pet'ns.
rdon	Aug. 15, 1919.....	Prisoner elected to sch'l board; recom'd by Dist. Judge.
mo. to 2 yrs.	Aug. 15, 1919.....	Conditions sur'ng offense; excellent record in Army.
mo. to 2 yrs.	Aug. 15, 1919.....	Conditions sur'ng offense; excellent record in Army.
to 60 yrs.....	Aug. 15, 1919.....	Doubt as to Prisoner's guilt.
to 24 yrs.....	Sept. 2, 1919.....	Ill health and mental condition of prisoner; petitions.
erminated	Sept. 6, 1919.....	Con'd that Phillips and family remain without State.
mmuted	Sept. 15, 1919.....	Fine remitted; peculiar con'd connected with case.
to 50 yrs.....	Sept. 17, 1919.....	G'd record and to give benefit of Indeter. Sentence Law.
to 30 yrs.....	Sept. 17, 1919.....	Question as to guilt; suff't pun'tment; depend't family.
1-2 to 40 yrs.	Sept. 20, 1919.....	Chance to make good; Petitions.
to 35 yrs.....	Sept. 22, 1919.....	Affidavit of girl that she swore falsely at trial.
mo. to 5 yrs.	Oct. 8, 1919.....	Chance to care for wife and ten children.
mo. to 8 yrs.	Oct. 9, 1919.....	Chance to care for family; petitions.
to 8 yrs.....	Oct. 9, 1919.....	Old age; good family; indications of a "frameup."
mo. to 2 yrs.	Dec. 4, 1919.....	Recommended by Co. Atty. and other officers.
to 15 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 20 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 10 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 20 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 15 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 10 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 15 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 14 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 14 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 14 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 14 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 14 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 10 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 11 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 14 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 25 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 12 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 10 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 20 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 45 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 20 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 10 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 10 yrs.....	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
1-2 to 20 yrs.	Dec. 10, 1919.....	Good conduct, faithful work, recommended by Warden.
to 30 yrs.....	Dec. 10, 1919.....	Peculiar circumstances; recommended by Co. Atty.
to 6 yrs.....	Dec. 10, 1919.....	Willard's youth; to give benefit of Indeter. Sen'ce Law.
mo. to 2 yrs.	Dec. 15, 1919.....	To give chance to care for his motherless children.
to 14 yrs.....	Dec. 18, 1919.....	Evidence of reformation; chance to care for family.
to 20 yrs.....	Dec. 18, 1919.....	Recommended by Judge and Co. Atty. and petitioners.
to 8 yrs.....	Dec. 20, 1919.....	Extenuating circumstances; good record.
mo. to 4 yrs.	Jan. 2, 1920.....	Not a criminal; chance to make good.
erminated	Jan. 8, 1920.....	Many affidavits and petitions; chance to make good.
to 35 yrs.....	Jan. 28, 1920.....	Alien; action to permit him to return to his country.
to 28 yrs.....	Jan. 28, 1920.....	Old age, good reputation; recommendations.
to 20 yrs.....	Feb. 7, 1920.....	Pre'u's service in Army; g'd repute; chancee to make g'd
mo. to 2 yrs.	Mar. 2, 1920.....	Chance to care for destitute family; petitioners.
to 10 yrs.....	Apr. 6, 1920.....	Recommended by Prosecuting officers and others.
		G'd repu'n; case of bad associates and liquor; pet'ns.

PARDONS AND COMMUTATIONS GRANTED BY GOVERNOR

Name	County	Crime	Sentence	Admitted
Philip Prlja	Silver Bow	Assault 2nd deg.	1½ to 3 yrs.	ase appealed
Julius Palagi	Cascade	Viola, liqr. laws.	2 mos. Co. jail	Case appealed
L. B. Waddingham	Rosebud	Perjury	1 to 3 yrs.	Mar. 26, 1920
Ira A. Kelsey	Stillwater	Assault 2nd deg.	1 to 2 yrs.	Stay of Execu
Frank Carson	Jefferson	Murder 2nd deg.	99 yrs.	May 25, 1920
John Matson	Silver Bow	Robbery	5 to 10 yrs.	Apr. 30, 1899
David Poplinski	Valley	Murder 2nd deg.	10 to 20 yrs.	Jan. 5, 1919
Lester I. Black	Dawson	Murder 2nd deg.	18 to 20 yrs.	Apr. 14, 1917
Lyman Ross	Yellowstone	Burglary	Till 21 Ref. Sc.	June 13, 1915
Albert Palmer	Yellowstone	Burglary	Till 21 Ref. Sc.	Feb. 25, 1920
Chris Yegen, Jr.	Yellowstone	Burglary	1 to 2 yrs.	Feb. 25, 1920
J. J. Quinlan	Rosebud	Perjury	2 to 5 yrs.	Mar. 15, 1920
Julius West	Rosebud	Perjury	1 to 2 yrs.	Mar. 14, 1920
George Schaake	Toole	Burglary	1 to 2 yrs.	Mar. 14, 1920
Earl Garrett	Teton	Burglary	5 to 10 yrs.	May 25, 1920
Henry Bushman	Fergus	Grand larceny	3 to 6 yrs.	June 23, 1918
Gust Roselund	Fergus	Grand larceny	3 to 6 yrs.	Apr. 30, 1919
F. R. Jones	Fergus	Grand larceny	3 to 6 yrs.	May 3, 1919
John Howry	Musselshell	Burglary	5 to 10 yrs.	Apr. 30, 1919
Frank S. Wyatt	Jefferson	Sell Intox. Liq'r.	2 mos. Co. jail	Mar. 24, 1920
Gene Rooker	Lewis and Clark	Grand larceny	1 to 2 yrs.	July 19, 1920
Eustachio Doluidice	Missoula	Manslaughter	2½ to 5 yrs.	May 20, 1920
Louis King	Lincoln	Rape	20 to 25 yrs.	Nov. 23, 1919
Clyde McCloney	Custer	Grand larceny	3 to 6 yrs.	Sept. 1, 1916
Julius Van Houck	Deer Lodge	Unlwl. Sell Liq.	2 mos. Co. jail	Susp sentence
M. J. Doepker	Broadwater	Grand larceny	3 to 6 yrs.	Aug. 14, 1920
W. E. West	Custer	Murder 2nd deg.	35 yrs.	Sept. 12, 1919
J. J. Dumas	Missoula	Rape	3½ to 7 yrs.	Oct. 11, 1913
Michael Lonergan	Granite	Murder 2nd deg.	30 to 40 yrs.	Jan. 20, 1920
Herman Erickson	Carbon	Assault	7 to 14 yrs.	Mar. 24, 1916
Jack Lutley	Cascade	Robbery	10 to 20 yrs.	Jan. 14, 1919
Harley Wilcox	Roosevelt	Grand larceny	1 to 2 yrs.	Oct. 27, 1917
Peter Anderson	Custer	Rape	12 to 15 yrs.	July 19, 1920
Willis Ayres	Custer	Grand larceny	2 to 4 yrs.	Oct. 15, 1915
L. F. Chadek	Hill	Murder	30 yrs.	Mar. 14, 1920
Fred Farlinger	Silver Bow	Burglary	7½ to 15 yrs.	Feb. 15, 1914
Frank Pierson	Sheridan	Murder 2nd deg.	10 to 20 yrs.	Jan. 5, 1919
Dominick Martin	Silver Bow	Assault 1st deg.	10 to 20 yrs.	Oct. 21, 1917
Ed Norton	Silver Bow	Robbery	8 to 20 yrs.	June 13, 1917
Frank Peters	Cascade	Robbery	15 yrs.	July 23, 1917
Chas. Reese	Silver Bow	Robbery	15 to 30 yrs.	Feb. 12, 1914
Joseph Stroud	Beaverhead	Rape	25 yrs.	Apr. 29, 1917
Frank Nams	Broadwater	Burglary	5 to 10 yrs.	May 18, 1912
Frank Weedon	Sanders	Manslaughter	5 to 10 yrs.	Jan. 21, 1919
A. L. Daly	Yellowstone	Grand larceny	5 to 10 yrs.	Jan. 29, 1919
Henry Harig	Hill	Manslaughter	9½ to 10 yrs.	Dec. 16, 1918
Joseph Dilley	Deer Lodge	Murder 2nd deg.	20 to 40 yrs.	Dec. 19, 1916
Dee Stewart	Silver Bow	Murder 1st deg.	Life	Oct. 17, 1917
Chester S. Casey	Beaverhead	Burglary	3 to 6 yrs.	Mar. 15, 1915
Jim Casey	Silver Bow	Robbery	8 to 20 yrs.	Dec. 26, 1919
Max M. Leaky	Dawson	Murder 2nd deg.	35 yrs.	June 9, 1917
Nick Campenello	Silver Bow	Rape	25 to 50 yrs.	Apr. 22, 1918
E. A. Blitt	Silver Bow	Murder	Life	Mar. 10, 1918
W. S. Runkle	Powell	Forgery	2½ to 5 yrs.	June 24, 1914
George E. Hurd	Cascade	Robbery	10 to 20 yrs.	May 26, 1920
N. D. Bancroft	Rosebud	Rape	20 to 25 yrs.	Oct. 27, 1917
Mike Garvey	Yellowstone	Robbery	10 to 20 yrs.	Mar. 1, 1916
James E. Rose	Sheridan	Grand larceny	7 to 14 yrs.	Dec. 9, 1917
Joe D. Kelly	Silver Bow	Grand larceny	6 to 12 yrs.	June 27, 1919
Carl F. Schnittger	Wheatland	Rape	20 to 40 yrs.	Sept. 30, 1919
Walter Vandervoort	Fallon	Murder 2nd deg.	10 to 20 yrs.	Apr. 19, 1919
Fred Wilson	Gallatin	Murder 2nd deg.	11 to 28 yrs.	Mar. 5, 1918
Peter Obradovich	Silver Bow	Manslaughter	4 to 8 yrs.	Mar. 25, 1918
Ben Kahn	Carbon	Sedition	7½ to 20 yrs.	Apr. 20, 1919
George Gasparovich	Chouteau	Assault 3rd deg.	Fine or Co. jail	Apr. 22, 1918
George Wilson	Powell	Murder 2nd deg.	Life	Nov. 24, 1920
George Washington	Lewis and Clark	Murder 1st deg.	Life	July 14, 1913
Ernest Thompson	Madison	Burglary 2nd deg.	Life	Nov. 25, 1912
L. D. Holman	Hill	Grand larceny	3 to 6 yrs.	Sept. 18, 1919
Royal A. Houger	Hill	Robbery	3-6 yrs. (Susp.)	May 22, 1919
L. S. Cass	Custer	Rape	4-8 yrs. (Susp.)	May 8, 1919
Ed Tanquary	Fergus	Murder 2nd deg.	12 to 30 yrs.	Dec. 18, 1917
Jas. Grinder	Missoula	Burglary 1st deg.	Life	Feb. 23, 1914
Charles Fraser	Fergus	Grand larceny	7½ to 15 yrs.	Jan. 18, 1919
J. H. Slothower	Fergus	Grand larceny	3 to 6 yrs.	Sept. 28, 1919
Clifford Barry	Silver Bow	Robbery	3 to 6 yrs.	Sept. 28, 1919
Peter Henderson	Silver Bow	Assault 1st deg.	8 to 20 yrs.	June 17, 1918
Maurice Mullins	Powell	Assault 3rd deg.	5 to 10 yrs.	Oct. 15, 1919
Allep E. Watson	Cascade	Rape	6 mo jail & fine	Dec. 1920
			6 to 12 yrs.	May 14, 1920

EXECUTIVE ACTION OF THE GOVERNOR DURING YEARS 1919-1920.

Exec. Action	Date	Reasons for Executive Clemency.
ardon	Apr. 7, 1920	Unusual circum.; rec. by City officials of Butte.
erminated	Apr. 12, 1920	Chance to put in crop on ranch and look after family.
mos. Co. jail	Apr. 26, 1920	Parole for remainder of term; many petitions.
erminated	June 3, 1920	Old age; sufficient punishment; many petitioners.
erminated	June 3, 1920	Long prison service and good record while on parole.
% to 10 yrs.	June 3, 1920	Youth; trouble due to bad associates and drink.
to 20 yrs.	June 9, 1920	Good record and evidence of reformation.
to 20 yrs.	June 9, 1920	Good repu'n; to equalize maximum and minimum terms.
ardon	June 24, 1920	Sufficiently punished; (Acting Governor Williams).
ardon	June 24, 1920	Sufficiently punished; (Acting Governor Williams).
ardon	June 24, 1920	Sufficiently punished; (Acting Governor Williams).
mo. to 5 yrs.	June 25, 1920	To give benefit of parole law; petitioners.
mo. to 2 yrs.	June 25, 1920	To give benefit of parole law; petitioners.
erminated	July 10, 1920	Boy of 19; good family; recommended by Court.
to 10 yrs.	July 10, 1920	Chance to make g'd; rec. by owner of Prop'y burglar'd.
to 6 yrs.	July 20, 1920	Youth; chance to make good; recommended by Court.
to 6 yrs.	July 20, 1920	Youth; chance to make good; recommended by Court.
to 6 yrs.	July 20, 1920	Youth; chance to make good; recommended by Court.
mo. to 10 yrs.	Aug. 9, 1920	Boy; chance to care for aged parents and make good.
0 days	Aug. 11, 1920	Good reputation; many petitioners.
mo. to 2 yrs.	Aug. 17, 1920	Youth; bad associates; rec. by Prosecuting officers.
to 5 yrs.	Aug. 20, 1920	Doubt as to guilt; recommended by officers.
to 25 yrs.	Aug. 20, 1920	Rec. by Judge and Co. Atty. and many petitioners.
ardon	Aug. 27, 1920	To care for dependents and to take up homestead.
erminated	Aug. 31, 1920	To care for family then enroute from Belgium.
to 6 yrs.	Sept. 21, 1920	Rec. by Judge, Co. Atty. and prominent Attys. of State.
2 to 35 yrs.	Sept. 24, 1920	Rec. by Jurors and others; to have ben. Ind. Sent. Law.
1/2 to 7 yrs.	Sept. 24, 1920	Old age, ill health, previous good reputation.
to 40 yrs.	Sept. 24, 1920	Reduction justified by facts developed since trial.
to 14 yrs.	Sept. 24, 1920	Trouble due to drink; rec. by jurors and County officers
to 20 yrs.	Sept. 25, 1920	Youth; chance to make good; model prison record.
mo. to 2 yrs.	Oct. 20, 1920	Dependent family; rec. by Judge and Co. Atty.
0 to 15 yrs.	Oct. 21, 1920	Good conduct, faithful work, recommended by Warden.
to 4 yrs.	Oct. 21, 1920	Faithful work; recommended by Co. Atty. and Warden.
2 to 30 yrs.	Oct. 21, 1920	Question as to extent of guilt; g'd con't; faithful work.
1/2 to 15 yrs.	Oct. 21, 1920	G'd conduct; depend't family; recommended by Warden.
to 20 yrs.	Oct. 21, 1920	Sufficient punishment; good conduct; rec. by Warden.
to 20 yrs.	Oct. 21, 1920	Good conduct, faithful work, recommended by Warden.
to 20 yrs.	Oct. 21, 1920	Good conduct, faithful work, recommended by Warden.
2 to 15 yrs.	Oct. 21, 1920	Good conduct, faithful work, recommended by Warden.
to 30 yrs.	Oct. 29, 1920	Rec. by Judge, Co. Atty. and Warden.
5 to 25 yrs.	Nov. 6, 1920	Good conduct, faithful work, recommended by Warden.
to 10 yrs.	Nov. 6, 1920	Good conduct, faithful work, recommended by Warden.
to 10 yrs.	Nov. 6, 1920	Good conduct, faithful work, recommended by Warden.
to 10 yrs.	Nov. 6, 1920	Good conduct, faithful work, recommended by Warden.
to 10 yrs.	Nov. 6, 1920	Good conduct, faithful work, recommended by Warden.
to 40 yrs.	Nov. 6, 1920	Good conduct, faithful work, recommended by Warden.
1 to 22 yrs.	Nov. 6, 1920	Good conduct, faithful work, recommended by Warden.
to 6 yrs.	Nov. 6, 1920	Good conduct, faithful work, recommended by Warden.
to 20 yrs.	Nov. 6, 1920	Good conduct, faithful work, recommended by Warden.
6 to 35 yrs.	Nov. 6, 1920	To give benefit of determinate Sentence Law.
0 to 50 yrs.	Nov. 6, 1920	Doubt as to guilt; rec. by Co. Atty. and Warden.
2 to 24 yrs.	Oct. 21, 1920	Circum. con'ted with case; good con't; faithful work.
to 5 yrs.	Nov. 10, 1920	Boy of 19; good family; rec. by County Officers.
to 20 yrs.	Nov. 19, 1920	75 years old; good prisoner; recommended by Warden.
to 25 yrs.	Nov. 19, 1920	Fld'y and crippled; rec. by Co. Atty. Sheriff and War'n.
to 20 yrs.	Nov. 19, 1920	Good conduct, faithful work, recommended by Warden.
to 14 yrs.	Nov. 19, 1920	To care for family; good record; rec. by Warden.
to 12 yrs.	Nov. 19, 1920	Good conduct, faithful work, recommended by Warden.
to 10 yrs.	Nov. 19, 1920	Peculiar circumstances and doubt as to merits of case.
to 20 yrs.	Nov. 22, 1920	Com'n of 1919 disap. by Board; g'd con't, faithful work.
to 28 yrs.	Nov. 22, 1920	Good conduct, faithful work, recommended by Warden.
to 8 yrs.	Nov. 20, 1920	G'd con't; faithful work; rec. by Co. Atty and Warden.
to 20 yrs.	Dec. 7, 1920	Recom'd by Co. Officials. (Acting Governor McDowell).
fine remitted.	Dec. 9, 1920	Recommended by Judge; Many petitions.
15 to 30 yrs.	Dec. 11, 1920	Good Army record; good conduct; chance to make good.
16 to 32 yrs.	Dec. 11, 1920	Good conduct, faithful work, recommended by Warden.
2 to 6 yrs.	Dec. 11, 1920	Good Army record; rec. by Pros. Atty.
ardon	Dec. 13, 1920	Youth, ill health; chance to make good.
ardon	Dec. 13, 1920	Evidence of complete reformation.
to 30 yrs.	Dec. 13, 1920	Evidence of complete reformation.
13 to 26 yrs.	Dec. 15, 1920	Good conduct; faithful work; rec. by Co. Atty.
4 to 15 yrs.	Dec. 15, 1920	Good conduct; rec. by Dist. Judge and Warden.
2 to 6 yrs.	Dec. 15, 1920	Good conduct, faithful work, recommended by Warden.
2 to 6 yrs.	Dec. 15, 1920	Faithful work on road crews; rec. by Warden.
5 to 20 yrs.	Dec. 18, 1920	Faithful work on road crews; rec. by Warden.
3 to 10 yrs.	Dec. 31, 1920	Chance to take care of dependent relatives.
20 days to 6 mo.	Dec. 31, 1920	Good conduct, faithful work, recommended by Warden.
18 mo to 12 yrs.	Dec. 31, 1920	Dependents; sufficient punishment; rec. by Co. Atty.

The following communication was received from the Grain Growers Association and on motion, duly seconded and carried, considered read at length and referred to the Committee on Agriculture:

PETITION OF GRAIN GROWERS.

Whereas the prices of all grain sold in the State of Montana is based on the market prices of grain in Minneapolis, Minnesota, local prices being Minneapolis prices less freight rates from points in Montana to Minneapolis and commissions, and whereas great quantities of grain sold at prices so fixed never leave the State of Montana, causing losses to the grain growers of Montana, by reason of these illegal freight charges being deducted from the prices of their grain manufactured into flour and other products in the mills of Montana, to the amount of about \$1,000,000.00 annually;

We, the undersigned grain growers of Montana, respectfully petition the Members of the State Legislature to enact the necessary laws to prevent and remedy the practice of deducting illegal freight charges from the prices of our grain, and to require grain buyers under penalty to return any such illegal deductions made by the buyer to the grain grower selling them the grain.

S. F. Sparr, Roberts; Andrew Hyvonen, Roberts; August Jak, Roberts, Matt Hietala, Roberts; William, Pukto, Roberts; Alfred (illegal signature), Matt Rojala, Roberts; John Hak, Roberts; Goodman Gomsert, Roberts; Jalmas Reveko, Roberts; John Walimaki, Roberts; Solomon Hamburg, Roberts; Kanst (illegal signature), John H. Kivckangas, Roberts; Jacob Paavola, Roberts; John Collins, Roberts; Leonard Wallis, Roberts; John Rintala, Roberts; Matt Maki, Roberts; John Peters, Roberts; Matt Karhn, Roberts; Alex (illegal signature), Alex Hyyppa, Roberts; (illegal signature), E. C. Blackeslee, Roberts; James Hym-las tesse, Roberts; Jeffrey D. Parker, Red Lodge; Herman Kamppiner, Mett Pelta, John Kaski, A. V. Warila, John Luoma, Otto Nikula, Matt Koski, John Pelta, Jalmar Luoma, Charles Anttila, W. G. Mushback, Red Lodge; Thomas Northey, Roberts; Wm. Robinson, Roberts; Met Bobendor, Roberts; Jake Newell, Red Lodge; J. M. Rook, Ralph Hunter, Roberts; W. S. Knowles, Ed. Hansen, Jack Rusch, Geo. Chenowith, James A. Allison, John Skyra, Matthew Hunter, Roberts; B. G. Beall, Roberts; Bert Obert, Roberts; N. Y. Rogness, Baptisti Obert, Matt Bailey, Roberts; Will Hunter, Roberts; Sulo Anttila, Roberts; Chas. DeVerse, Roy E. Doneldaer, Red Lodge; E. W. Cannon, Red Lodge; Rob T. Berry, Red Lodge; Thomas Blades, Red Lodge.

COMMUNICATIONS FROM THE SENATE.

Helena, Montana, January 7, 1921.

"Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate having concurred in H. B. No. 1, entitled: "An Act to appropriate money for the payment of the incidental expenses of the 17th Legislative Assembly of the State of Montana," and H. B. No. 2, "An Act to appropriate money for the payment of the per diem of the officers and attaches of the 17th Legislative Assembly of Montana", and H. B. No. 3, "An Act to appropriate money for the payment of mileage and per diem for the members of the 17th Legislative Assembly of the State of Montana," and same are returned herewith to the House.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 7, 1921.

"Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Resolution was introduced and adopted:

"Resolved, That the Senate request his Excellency, the Governor of the State of Montana, to cause to be furnished for the use of the Senate a full and complete list of the names of all employees of the State of Montana, showing the name of the employee, the Department to which they are attached, the compensation received by such employee and the fund or funds from which such compensation is paid." By Booth.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 7, 1921.

"Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Printing reported Senate Bills Nos. 1 to 26 inclusive, 29, 30, 33 and 34, returned from the printer correctly printed.

Report adopted:

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

"Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Rules and Joint Rules submit the following report:

Mr. President: Your Senate Committee on Rules and Joint Rules met with a like Committee from the House and respectfully submit the following and recommend the adoption and approval of same; that the Joint Rules of the Senate and House of the Sixteenth Legislative Assembly be adopted in their entirety, as numbered from 1 to 25 inclusive, as the Joint Rules of the Senate and House of the 17th Legislative Assembly, and that an additional Rule be adopted to be numbered 26, and to read as follows:

26. All Bills carrying or providing for appropriations of public monies shall be considered by a Joint Committee composed of the Committee on Finance and Claims of the Senate, and the Committee on Appropriations of the House, and meetings of the Joint Committee shall be held upon call of the Chairman of the House Committee on Appropriations.

Other Joint Committees are recommended as follows:

Oil Legislation; Constitutional Amendments; Compensation and such other Committees as may be appointed from time to time to act jointly with House Committees.

Respectfully submitted,

EDWARDS, Chairman.

Report adopted:

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate."

Helena, Montana, January 7, 1921.

"Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times and referred to the following Committees:

S. B. No. 98, by Paul, "An Act prescribing an oath of office to be taken and subscribed by all teachers in public, private and parochial schools, and in all colleges, universities and other institutions of learning in the State of Montana." Referred to Committee on Education.

S. B. No. 99, by Donlan, "An Act authorizing County Commissioners to fix the number, compensation, term and tenure of office of all deputies, assistants, clerks and stenographers employed by all county officers." Referred to Judiciary Committee.

S. B. No. 100, by Donlan, "An Act authorizing the State Board of Examiners to fix the number, compensation, term and tenure of office of all deputies, assistants, clerks and stenographers employed by the civil executive State officers." Referred to Judiciary Committee.

S. B. No. 101, by Edwards, "A Bill for an Act to amend Sections 165 and 166 of the Revised Codes of 1907, of the State of Montana, and to repeal Chapter 37 of the Laws of the 14th Legislative Assembly in the year 1915." Referred to Judiciary Committee.

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 7th, 1921.

"Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following notices of introduction of Bills were received and read, by Dearborn:

"An Act to prevent fraud in the sale and disposition of stocks, bonds or

other securities sold or offered for sale within the State of Montana, providing for the enforcement thereof and creating the Office of Investment Commissioner and defining his powers and duties, and to repeal Chapter 85, Acts of the 13th Legislative Assembly of the State of Montana, entitled: "An Act creating the office of Investment Commissioner, and giving such official certain powers in relation to Investors, including the power to license the sale by such Companies and Stockbrokers to the Public of Securities; defining Investment Companies, and regulating or providing for the regulation of the promotion, organization and operation thereof; providing for the inspection and investigation of property, books, papers, business methods and affairs of any Investment Company whose securities shall be offered for sale to the public; defining stockbrokers and providing for the regulation of their business as such; and providing penalties for the violation of this Act."

By Page, "An Act requiring persons and Corporations leasing Mining Claims to others to furnish to the Lessee or Lessees thereof, a copy of any statement received by such owner or owners from the Sampling Works or Smelter purchasing or treating ores extracted from such mine or mining claims and requiring a settlement with such Lessees within a certain time and requiring such sampling works or smelters to likewise furnish to such lessees a statement of the gross and net proceeds of such ores and to provide a penalty for failure so to do."

By Larson, "A Bill for an Act to amend Section 117 of the Revised Codes of the State of Montana."

By Slattery, "A Bill for an Act entitled: 'An Act amending Section 5756 of the Revised Codes of Montana of 1907, relating to mortgages, deeds of trust, or assignments for the benefit of creditors by corporations.'"

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

On motion of Cooney, duly seconded and carried, the communications from the Senate were considered read at length.

NOTICE OF BILLS.

The authors give notice that they will, on tomorrow, or some subsequent day, introduce a bill entitled:

By Chatfield: An Act relating to Fish and Game and Game Birds, Governing, and Regulating the Issuance of Hunting, Fishing and Trapping Licenses, Creating a Fish and Game Fund and Governing its Use, Regulating the Manner of Taking Fish and Game Animals and Birds, Regulating Closed Seasons therefor, providing penalties for the violation of this Act and Repealing Sections 1 to 7 Inclusive, 30 to 33 Inclusive, 35, 39 and 40 of Chapter 173 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917 and all Acts and parts of Acts in conflict herewith.

By Dodds: An Act submitting to the Electors of the State the question whether there shall be a convention to revise, alter and amend the constitution of the State of Montana.

By O'Hara: An Act to repeal Chapter 14 of the Session Laws of the Thirteenth Legislative Assembly, entitled, "An Act to provide an additional Judge for the 4th Judicial District of the State of Montana, so that there will thereafter be three judges in said district."

By Ray: A Bill for an Act entitled, "An Act to amend Section 2 of Chapter 162 of the Session Laws of Montana, entitled, 'An Act to amend Section 2 of Chapter 25 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana, entitled, 'An Act to secure for threshermen a lien upon grain and other crops threshed for their compensation, and to provide for the filing and foreclosure of said liens.'"

By Gullidge: A Bill for an Act entitled, "An Act providing for a state income tax and providing for the collection and distribution of the same."

By Brooks: A Bill for an Act entitled, "An Act creating a State Game and Fish Commission, providing the method of the appointment of its members, their terms of office, and defining their powers and duties, and repealing all Acts in conflict therewith."

By Perrine: An Act amending the law relating to killing of stock on railroads.

By Hathaway: A Bill for an Act entitled, "An Act concerning licenses for revenue purposes; requiring persons, firms, associations and corporations engaged in the business of producing or generating electricity, electric power or energy wholly or principally by means of water power, to procure from the State of Montana Annual Licenses; fixing the amount of the license fees to be paid therefor, and providing a method for the collection and disposition of the funds derived therefrom."

REPORT OF SELECT COMMITTEES.

Mr. Speaker:

We, your Special Committee on Printing of the Journal for daily use and a semi-weekly summary of Bills, Resolutions, Memorials, etc., recommend that the contract be given to Fred. M. Rose at \$12.50 per day, and that the Committee be authorized to let the contract for the printing of same at the rate of \$6.50 per page.

Respectfully submitted.

THOS. F. McDONALD, Chairman.

On motion, report adopted.

The Committee on Condition of Typewriters and Supplies reported as follows:

Your Committee obtained from the Secretary of State a list of typewriters deposited with the Custodian by the Sergeant-at-Arms of the Sixteenth and subsequent extraordinary sessions, list of which typewriters is hereunto attached marked "Exhibit A", and hereby made a part hereof.

We find the total number of typewriters in possession of the House is 23, as follows:

Remingtons, 11; good condition, 3; poor condition, 5; totally unfit for use, 3. Underwoods, 12; good condition, 9; fair condition, 2; unfit for use, 1.

Total in useable condition, 12.

We find that the necessities of the Session require twenty good typewriters.

We find that five new Remington machines may be obtained as follows:

5 Remingtons @ \$89.10\$445.50
Less the following exchange values:

Exhibit A.	No. 1		
1	274106	.....	\$22.50
3	131564	.....	3.00
4	155779	.....	3.00
5	15018	.....	3.00
7	313029	.....	35.00
8	215595	.....	22.50
10	RA65423	.....	40.00
11	293303	.....	22.50
		Total, \$151.50	151.50

Difference to be paid by exchanging 6 Remingtons.....\$294.75

We find that three Underwoods may be obtained as follows:

3 Underwoods @ \$92.25.....\$276.75
Less the following exchange values:

Exhibit A.	No. 1		
3	89098	.....	\$10.00
8	936156	.....	40.00
9	934158	.....	40.00
		Total, \$90.00	90.00

Difference by exchanging 3 poor Underwoods.....\$186.75

Total purchase price for 3 Underwoods and 5 Remingtons.....\$480.75

This Committee recommends the purchase of 5 Remingtons, number 12, and 3 Underwoods, number 5.

This Committee is preparing a Bill to be later introduced to provide for the proper care and safe-keeping of the typewriters during the intermissions between sessions.

This Committee recommends that the Sergeant-at-Arms be directed to deliver to agents of the Remington and Underwood typewriter companies, machines owned by the House, respectively, numbers 274016, 131564, 155779, 15019, 393029, RA65423, 394403, 313029, and Underwoods, numbers 89998, 934154, 936256, in exchange for machines above recommended, to be purchased under the direction of this Committee.

Recommend further that the Sergeant-at-Arms be directed to issue proper requisitions for the above purchases.

We recommend that this Committee be instructed to further report.

(Signed) T. H. MacDONALD, Chairman.

EXHIBIT "A."

		Condition	Ex. Value
1 Underwood No. 5	834158		
2 Underwood No. 5	544218	Good	\$40.00
3 Underwood No. 5	89998	Poor	10.00
4 Underwood No. 5	934182	Good	
5 Underwood No. 12	49992	Good	
6 Underwood No. 5	544133	Good	
7 Underwood No. 5	936120	Fair Shape	
8 Underwood No. 5	936156	Poor	40.00
9 Underwood No. 5	934157	Good	
10 Underwood No. 5	936141	Good	
11 Underwood No. 5	932954	Good	
12 Underwood No. 5	1155387	Good	
1 Remington No. 10	274016	Old	22.50
2 Remington No. 7	155644	Sold	
3 Remington No. 6	131564	Very Poor	3.00
4 Remington No. 8	155779	Very Poor	3.00
5 Remington No. 10	15018	Very Poor	3.00
6 Remington No. 11	RK54233	Good	40.00
7 Remington No. 10	393029	Poor	35.00
8 Remington No. 10	295595	Old	22.50
9 Remington No. 10	RA64906	Good	40.00
10 Remington No. 11	RA65423	Poor	40.00
11 Remington No. 11	294403	Poor	22.50
12 Remington	Number filed off	Fair	

On motion of MacDonald, duly seconded and carried, the report was adopted.

REPORTS OF STANDING COMMITTEES.

The Judiciary Committee made the following report:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 95, a Bill for an Act entitled: "An Act relating to taxation; regulating the sale of property for taxes delinquent in the year 1920, remitting the penalty for delinquent taxes for said year if paid before April 1st, 1921, extending the right of redemption from tax sales for the year 1917 for one year additional to that now fixed by law and repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That we recommend the passage of a substitute to Senate Bill No. 95 transmitted herewith.

On motion, report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following Bills were introduced, read first and second times and referred to Committees as follows:

Substitute for Senate Bill No. 95: A Bill for an Act entitled: "An Act relating to taxation and regulating of the sale of property for taxes delinquent in the year 1920 and remitting the penalty for such delinquent tax for said year if paid before June 1st, 1920." Referred to Printing Committee.

H. B. No. 6, by Bergeson: A Bill for an Act entitled, "An Act to amend

subdivision 5 of Section 1 of Chapter 48 Session Laws Sixteenth Legislative Assembly of the State of Montana, entitled 'An Act prescribing the powers and duties of the State Board of Equalization and repealing Sections 2584 to 2592, inclusive, of the Revised Codes of Montana of 1907.' Referred to Committee on State Boards and Officers.

II. B. No. 7, by Bergeson: A Bill for an Act entitled, "An Act to amend Sections 1, 2, 3, 4, 5, 6, 7, 8 and 9 of Chapter 49 of Session Laws of the Sixteenth Legislative Assembly entitled, 'An Act relating to the Assessment and taxation of telephone, telegraph, electric power and transmission lines, canals, ditches, flumes, and other property owned and operated in more than one county of the State and constituting a single and continuous property throughout more than one county.'" Referred to Committee on Revenues and Taxation.

H. B. No. 8, by Dillavou: A Bill for an Act entitled, "An Act to provide for an apportionment of membership and representation of the several counties in Montana in the House of Representatives of the Legislative Assembly of Montana, and to fix the number of members thereof." Referred to the Committee on Apportionment and Representation.

The Speaker at this time announced the appointment of the following Standing Committees:

Journal: Johnson of Deer Lodge, Chairman; Crumbaker of Chouteau, Hathaway of Ravalli, Dodds of Flathead, Blomquist of Cascade.

Labor: Fairgrieve of Carbon, Chairman; Hunter of Musselshell, Vice Chairman; Smith of Flathead, Shoemaker of Lewis and Clark, Snell of Silver Bow, Brown of Mineral, Goodland of Silver Bow, Dunn of Deer Lodge, Penewell of Custer, Stoner of Sheridan, Hanson of Daniels.

Education: Gullidge of Prairie, Chairman; Ray of Stillwater, Vice Chairman; Swift of Chouteau, Johnson of Silver Bow, Bell of Meagher, Hathaway of Ravalli, Kenyon of Blaine, Rodgers of Beaverhead, Peden of Big Horn, Ogden of Lewis and Clark, Roberts of Cascade, Conser of Fallon, Provinse of Carbon, Haynes of Chouteau.

Livestock and Public Ranges: Felton of Chouteau, Chairman; Anderson of Custer, Vice Chairman; Perrine of Glacier, Scofield of Powder River, Sickler of Rosebud, Charters of Fergus, Williams of Broadwater, Reid of Wibaux, Dunbar of Gallatin, Dowlin of Rosebud, Ogden of Lewis and Clark, Bohling of Teton, Swift of Treasure, Phelps of Valley, Riggs of Jefferson.

Mines and Mining: Treloar of Silver Bow, Chairman; English of Deer Lodge, Fairgrieve of Carbon, Allen of Madison, Hunter of Musselshell, Goodland of Silver Bow, Stevens of Cascade, Warren of Silver Bow, Riggs of Jefferson, Troy of Hill, Brown of Mineral, Dunbar of Gallatin, Johnson of Deer Lodge.

Ways and Means: Bergeson of Chouteau, Chairman; Faust of Granite, Vice Chairman; Roberts of Cascade, Spencer of Carbon, Brown of Lewis and Clark, Daily of Missoula, Green of Flathead, Skulason of Sanders, Rixon of Yellowstone, Cavanaugh of Silver Bow, Lakin of Custer, Conser of Fallon, Johnson of Fergus, Rickard of Roosevelt, Reid of Wibaux.

Highways: McQuarrie of Missoula, Chairman; Dowlin of Yellowstone, Vice Chairman; Felton of Chouteau, Faust of Granite, Green of Flathead, Knudsvig of Valley, Covell of Fergus, Wade of Silver Bow, Reid of Wibaux, Cady of Lincoln, Sickler of Rosebud, Spratt of Judith Basin, Williams of Broadwater, Stevens of Cascade, Bohling of Teton.

Fish and Game: Brooks of Park, Chairman; Chatfield of Lewis and Clark, Vice Chairman; Sales of Gallatin, Brasier of Silver Bow, Stevens of Cascade, Ray of Stillwater, Cady of Lincoln, Perrine of Glacier, Beley of Wheatland, Wallace of Missoula, Austin of Sweet Grass, Skulason of Sanders, Felton of Chouteau, Fairgrieve of Carbon, Scharnikow of Powell.

Fairs and Expositions: Reid of Wibaux, Chairman; Chatfield of Lewis and Clark, Daily of Missoula, Goodman of Cascade, Rouleau of Silver Bow, Buell of Gallatin, Shoemaker of Lewis and Clark, Ray of Stillwater, Lakin of Custer, Dowlin of Rosebud, Hanson of Daniels.

Banks and Banking: Wilcomb of Madison, Chairman; Covell of Fergus, Faust of Granite, Ogden of Lewis and Clark, Berglin of Liberty, Swift of Treasure, Smith of Flathead, Johnson of Fergus, Kemp of Missoula, Spencer of Car-

bon, Bergeson of Chouteau, Scharnikow of Powell, Johnson of Deer Lodge, Geis of Fergus, Beley of Wheatland.

Affairs and Cities: McDonald of Silver Bow, Chairman; Roberts of Cascade, Kemp of Missoula, Rixon of Yellowstone, Shoemaker of Lewis and Clark, Scharnikow of Powell, Silver of Silver Bow, English of Deer Lodge, Larson of Richland, Troy of Hill, King of Silver Bow, Covell of Fergus, Lakin of Custer.

Constitutional Amendments: English of Deer Lodge, Chairman; Cavanaugh of Silver Bow, O'Hara of Ravalli, Rodgers of Beaverhead, Haskell of Dawson.

Federal Relations: Haskell of Dawson, Chairman; Warren of Silver Bow, Knudsvig of Valley, Stoner of Sheridan, Smith of Flathead.

Irrigation and Water Rights: Faust of Granite, Chairman; Perrine of Glacier, Stevens of Cascade, Riggs of Jefferson, Johnson of Silver Bow, Williams of Broadwater, Sales of Gallatin, Parsons of Pondera, Larson of Richland, Gillette of Valley, Peden of Big Horn, Troy of Hill, Dowlin of Rosebud, Lakin of Custer, MacDonald of Flathead.

On motion of Johnson of Deer Lodge, duly seconded and carried, the House adjourned until Tuesday, January 11th, 1921, at 11:00 A. M.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN, Chief Clerk.

NINTH DAY.

Tuesday, January 11th, 1921.

House met pursuant to adjournment, at 11 o'clock A. M.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and all found present except Charters, Haskell, Warren, Wilcomb and Berglin.

Haskell, Warren, Berglin and Ogden excused.

Quorum present.

On motion of Johnson of Deer Lodge, duly seconded and carried, the Journal of January 10th was considered as read at length, and approved.

The Speaker at this time gave notice that he was about to sign House Bills:

No. 1, by English: A Bill for an Act entitled, "An Act to appropriate money for the incidental expenses of the Seventeenth Legislative Assembly of the State of Montana."

No. 2, by Johnson: A Bill for an Act entitled, "An Act to appropriate money for the payment of the per diem of the Officers and Attaches of the Seventeenth Legislative Assembly of the State of Montana."

No. 3, by Dodds: A Bill for an Act entitled, "An Act to appropriate money for the payment of mileage and per diem of the members of the Seventeenth Legislative Assembly of the State of Montana."

COMMUNICATIONS FROM THE SENATE.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the following notices of Bills:

January 10, 1921, by Connelly: "An Act to provide for the creation, organization, government and extension of Drainage Districts, to prescribe the rights, powers and duties thereof; to provide for the construction, maintenance and control thereby of drains, to provide for the assessment and collection of taxes and assessments therefor and repealing with certain reservations Chapter 147 of the Session Laws of 1915, Chapter 144 of the Session Laws of 1909, Sections 2403 to 2497, both inclusive, of the Revised Codes of Montana of 1907, and all Acts or parts of Acts in conflict herewith".

By Donlan: "An Act to prevent the exhibition of any motion pictures in any town, city or county in Montana, that tend to incite to crime or to corrupt the morals of the youth of the State and to provide a Board of Censors therefor and a penalty for the violation thereof."

By Donlan: "An Act requiring a petition of 40 per cent of the qualified electors who are tax-payers to authorize the voting upon the issuance of any

school, town, city or county bonds, and providing who are entitled to vote thereon."

By Junod: "A Bill to amend Section 2031 of the Revised Codes of 1907 as amended by the Session Laws of the Fifteenth Legislative Assembly of the State of Montana."

By Harmon: "An Act to provide for the formation of Co-operative Agricultural or Horticultural Associations, instituted for the purpose of Mutual help, and not having capital stock or conducted for profit, and for other purposes."

By Harmon: "An Act to authorize stockholders and members of co-operative Agricultural Corporations to vote by delegates and providing for the mode of their voting."

By Page and Haaland: "A Bill to amend Chapter fifty-one of the Session Laws of the Sixteenth Legislative Assembly relative to the classification of property taxation."

By Committee on Fish and Game: "An Act relating to the protection and propagation of fish and game; creating a State Fish and Game Commission, and defining its powers, duties and compensation; providing for the appointment of a State Fish and Game Warden and Deputies, and defining their powers, duties and compensation; regulating the operation and building of fish hatcheries, and the appointment of officials and employees therefor; creating a fish and game fund and governing the use; regulating the establishments of fish and game districts, preserves and refuges; providing penalties for the violation of this Act and repealing Sections 1949 to 1987 inclusive, and Section 44 of Chapter 173 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917, and all Acts and parts of Acts in conflict herewith."

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 10, 1921.

Mr. Speaker:

I am directed by the Senate to advise your Honorable Body of the following report of the Committee on Printing:

"Helena, Montana, January 10, 1921, Mr. President: We, your Committee on Printing, to whom was referred Senate Bills No. 27, 28, 31, 32, 34 to 80, inclusive; 82 to 94 inclusive, beg leave to report that the same have this date been returned from the printer correctly printed. B. C. White, Chairman."

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 10, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the introduction of the following bills, which were read first and second times and referred to Committees as designated:

Senate Bill No. 102, by Page: "An Act requiring persons and corporations leasing mining claims to others to furnish to the lessee or lessees thereof a copy of any statements received by such owner or owners from Sampling Works or Smelter purchasing or treating ores extracted from such mines or mining claims and requiring a settlement with such lessees within a certain time and requiring such Sampling Works or Smelters to likewise furnish to such lessees a statement of the gross and net proceeds of such ores and to provide a penalty for failure so to do." Committee on Mines and Mining.

Senate Bill No. 103, by Dearborn: "An Act to prevent fraud in the sale and disposition of stocks, bonds or other stocks, bonds or other securities sold or offered for sale within the State of Montana, providing for the enforcement thereof, and creating the office of Investment Commissioner and defining his powers and duties and to repeal Chapter 85, Acts of the Thirteenth Legislative Assembly of the State of Montana, entitled, 'An Act creating the office of Investment Commissioner, and giving such official certain powers in relation to Investment Companies and Stockbrokers for the protection of investors, including the power to license the sale by such Companies and Stockbrokers to the public of securities; defining Investment Companies, and regulating or providing for the regulation of the inspection and investigation of property, books, papers, business

methods and affairs of any Investment Company, whose securities shall be offered for sale to the public, defining Stock Brokers and providing for the regulation of their business as such; and providing penalties for the violation of this Act." Referred to Committee on Corporations other than Municipal.

S. B. No. 104, by Slattery: "An Act to repeal Chapter 21 of the Laws enacted at the Extraordinary Session of Montana, approved August 11, 1919, relating to the Montana Trade Commission." Referred to Committee on Judiciary.

S. B. 105, by Slattery: A Bill for an Act entitled, "An Act amending Section 5756 of the Revised Codes of Montana of 1907, relating to mortgages, deeds of trust, or assignments for the benefit of creditors by corporations". Referred to Committee on Judiciary.

S. B. No. 106, by Larson: "An Act to amend Section 117 of the Revised Codes of the State of Montana." Referred to Judiciary Committee.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 10, 1921.

Mr. Speaker:

I am directed by the Senate to advise your Honorable Body that on motion of Senator Edwards, seconded and carried, that by reason of the universal demand for copies of the Governor's Message, 1500 extra copies were ordered printed.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 10, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the reception of the following communications from his Excellency, the Governor, with attached report, copy of which has been furnished the House from the Executive office.

"State of Montana, Office of the Governor, Helena, January 10, 1921. The President of the Senate, Senate Chamber, Helena, Montana. Complying with the provisions of the Constitution, I have the honor to transmit herewith a report of the Pardons and Commutations of Sentence granted by the Governor and acting Governors since the time of the report to the Sixteenth Legislative Assembly. Jos. M. Dixon, Governor."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 10, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the reception of an invitation extended by Senator Griffin, requesting the presence of all Senators to attend the Agricultural Meeting at the Placer Hotel this Monday evening at 8 o'clock.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 10, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day convened at 1:00 P. M., adjourned at 1:35 P. M., on motion duly made, seconded and carried, until 10:30 Tuesday morning, January 11th.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

On motion of Cooney, duly seconded and carried, the communications from the Senate were considered as read at length.

PETITIONS.

The following petition was received from the School District in Sheridan County, and on motion, duly seconded and carried, were considered as read at length and referred to the Committee on Education.

Plentywood, Montana, December 21, 1920.

We, the undersigned voters of Sheridan County, Montana, do hereby petition you to provide some means of relief for the school districts of Eastern Montana that will be forced to close their schools unless financial aid is given immediately. The people of aforesaid districts have done their best to alleviate the distressing financial conditions by taxing themselves to the limit, some of them having as high as 45 mills levied, but owing to poor crop conditions the taxes are not collectible. Unless help is given immediately some of the best districts will be forced to close their schools.

C. H. Bentley, Westby, Montana; Henry Skeels, Westby, Montana; C. N. Rostad, Westby, Montana; Mrs. Mathilda Schloesser; Frances Morrison, Westby, Montana; C. J. Johnson, Westby, Montana; Dennis C. Renter, Westby, Montana; E. M. Bergh, Westby, Montana; B. Van Vorous, Westby, Montana; F. A. Mills, Westby, Montana; H. E. Brown, Mrs. B. Van Vorous, A. H. Jensven, G. H. Casper, Chas. R. Turner, H. C. Fraley, H. N. (illegible), P. Neville, Dooley, Montana, Lyle Gass, Loretta Irven, Kathrun Neville, Agnes Holt, O. H. Ruten, D. C. Sells, M. E. Terbeck, W. J. Harris, A. M. Holt, J. R. Decker, W. J. Bye, Hans N. Stenseth, Chas. G. Becklund, G. C. Ejew, H. F. Hanson, Cora Cruckshank, A. M. Eaton, H. A. Bretzke, Myrtle Senseth, A. J. Ugrnhurt, P. Q. (illegible), Gus Leibart, Carl R. Christensen, Sophia Christensen, Herman Erickson, Martin Erickson, M. E. Johnson, Georgie E. Johnson, Mrs. Jane Thompson, Oscar Meby, Dagmar, Montana; Nellie Meby, Dagmar, Montana; C. S. Berginn, Coalridge, Montana; William Dorninck, Pete Turck, J. S. Johnson, Lawrence Reuter, Edw. Stublau, John F. Kelly, Dewey Wigman, W. G. Schmitz, John P. School, J. J. Schmitz, E. E. Morrison, Westby, Montana; W. H. Perkins, N. Nelson, Clinton Goetz, Henry Mitchell, Pete Miller, Eaf. G. Anderson, B. Larsen, John Christofferson, Geo. Daughters, Wm. Schlussen, Mrs. Lucinda King, Walter W. King, John P. Johnson, Otto E. Enger, Jacob Twet, O. S. Samerud, O. O. Neston, Arthur G. Bergh, E. Fancum, Outlook, Montana; Reuben Seaberg, Outlook, Montana; Chas. Seaberg, Henry V. D. Brelze, Mark Billett, Wm. Wirt, Bert Sedvig, Alfred Bakkt, C. H. Nan, Amund Johnson, John Fitzgerald, Adam Graff, G. A. Olson, J. H. Bell, Bert Darvis, Hugh Jones, Andrew Johnson, Arthur H. Kazeck, L. C. Leet, Hans H. Agard, John Wilter; Leo L. Onstad, Westby, Montana; A. M. Ditmarson, Westby, Montana; Mrs. J. P. Simmone, Westby, Montana; J. D. Morrison, Westby, Montana; Lloyd Johnson, John P. O'Donnell, Lulu R. Grantham, G. W. Graitham, Theo. Lindell, Mable Hovland, Edward Arneson, F. E. Herman, J. France Murray, John M. Nelson, Wm. L. Wilson, Mrs. Wm. L. Wilson, Ellen Wilson, Co. Supt., Sheridan Co.; Irene Murphy, Deputy Supt.; E. W. Nance, Redstone, Montana; J. H. Holtermann, Redstone, Montana; M. H. Hanson, Ralph Jensen, C. B. Bull, A. E. Leey, Emanuel States, S. E. Paul, Clerk S. D. No. 2; James Fleming, Henry S. Louch, F. J. Sherry, Trustee S. D. No. 2; J. W. Bucklin, F. N. Hamman, Victor R. Proffitt, C. A. Foster, Antelope; Seth Fulson, Antelope; Axel Homstad, Antelope; O. H. Glette, Antelope; O. E. McLaughlin, Alf. Hoven, Oscar Christenson; A. P. Van Vanst, N. A. Weller, R. R. Neland, R. C. Udy, O. P. Waller, John Grayson, W. H. Bessire, E. N. Black, W. H. Gottlieb, G. W. Ells, Henry B. Belgim, Albert Koenig, Wm. J. Hunter, Jake Knutson, Otto Hendrickson, O. B. Hoven, Brune Hass, Outlook, Montana; Grant Stoner, Ole Morvik, Clair Stoner, Karl Hovland, Henry Walder, H. F. Krieger, Andrew Ueland, Henry W. Witte, Otto Hous, Oscar Lindhe, C. W. Mills, John Wunderlich, Oscar W. Olson, Comertown, Montana; Oscar Helseth, Comertown, Montana; Morris Flagen, Westby, Montana; Ole M. Olson, Comertown, Montana; Louis Larsen, Peter J. Jerde, Andrew Erpin, Edwin Terpen, Elmar Megaard, Edwin Drangstviet, Theo. Haaberg, Westby, Montana; Ingelberg Negaard, Comertown, Montana; Leonard Plynny; Chas. B. Ross, E. E. Hedges, Mrs. Arthur Kazeck, William Ectner, Ole Bentsen, John N. Freeman, E. C. Triplett, L. P. Triplett, E. F. Triplett, Zeb Garneau, Geo. M. Stringer, W. L. Ross (Clerk) School Dist. No. 28; W. H. Wyatt, Mrs. Wm. Wyatt, W. O. Yeager, Earl R. Yark, Rudolph White, Edwin S. Bell, Mrs. Geo. M. Stringer, Frank Sebastian, Rena Sebastian, Charles O. Yeager, Mrs. C. O. Yeager, Geo. S. Bell, Fred Henke, Soven L. Nielson, Henry Henke, Robert Larson.

NOTICES

The authors give notice that they will on tomorrow, or some subsequent day, introduce the following bills:

By Smith: A Bill for an Act entitled, "An Act limiting length of all trains in the State of Montana."

By Gies: A Bill for an Act entitled, "An Act to promote the mining and development of State lands valuable for petroleum and gas; to provide for the leasing, management, development, protection, and disposition thereof; and to define the powers and duties of the State Board of Land Commissioners in connection therewith."

By Cavanaugh: A Bill for an Act entitled, "An Act prescribing the annual salary of the State Law Librarian."

By Rodgers: A Bill for an Act entitled, "An Act relating to the Veterans' Welfare Commission, providing for the sale of unsold bonds or warrants authorized by Chapter 105 of the Regular Session of the Sixteenth Legislative Assembly, appropriating the unexpended portion of the moneys received or hereafter to be received from the sale of said bonds or warrants for the use of the Veterans' Welfare Commission, and making an additional appropriation for the use of said commission, and repealing the portion of Section 2 of Chapter 26 of the Extraordinary Session of the Sixteenth Legislative Assembly relating to said Veterans' Welfare Commission and repealing all other Acts or parts of Acts in conflict herewith."

By Treloar: A Bill for an Act entitled, "An Act requiring the erection of fire escapes on certain buildings, prescribing rules and regulations governing same; empowering the State Fire Marshal to enforce this Act and to prescribe specifications for the construction of fire escapes; prescribing the procedure to compel the erection of fire escapes and defining adequate fire escapes; providing for the reimbursement out of rent or lease money or any occupant or lessee required to erect fire escapes under the provisions of this Act; authorizing for the enforcement of this Act and providing penalties for its violation and repealing all Acts in conflict herewith."

By Skulason: A Bill for an Act entitled, "An Act to amend Section 1 of Chapter 175 of the Session Laws of the Fifteenth Legislative Assembly, relating to the sale of intoxicating liquors."

By Stevens: A Bill for an Act entitled, "A Bill for an Act to amend Section 2065 of the Revised Codes of Montana of 1907, as amended by an Act entitled, 'An Act to amend Section 2065 of the Revised Codes of Montana, 1907, providing suitable burial for deceased Soldiers, Sailors and Marines,' approved March 4, 1909, and as amended by Chapter 109 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, being an Act to amend Section 2065 of the Revised Codes of Montana 1907, as amended and approved March 6, 1911, providing for Suitable Burial of deceased Soldiers, Sailors and Marines."

REPORT OF STANDING COMMITTEES.

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Substitute for Senate Bill No. 95, beg leave to report the same has this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

On motion, report adopted, and the bill placed on General Orders.

Mr. Speaker:

We, your Committee on House Employees, beg leave to report that we have today named the following employees:

Clerks to serve under the Printing Committee: C. H. Coulter, Ella Supple, and Howard Wilson.

Janitor: Leo Wood.

Stenographers: Erie McClaren of Missoula; Catherine Sanders of Lewis and Clark; Nina Kreitz of Silver Bow; Mary Brown of Granite; Madia Chambers of Ravalli; Grace C. LaMar of Silver Bow; Myra Connelly of Toole.

We also wish to report that the total number of employees of the House, including those recommended in this report, is forty-one.

On motion, report adopted.

INTRODUCTION OF BILLS AND MEMORIALS.

The following House Bills were introduced and read first and second times and referred to Committee as follows:

H. B. No. 9, introduced by Chaffield: A Bill for an Act entitled, "An Act relating to Fish and Game Birds, governing and regulating the issuance of hunting, fishing and trapping licenses, creating a fish and game fund and governing its use, regulating the manner of taking fish and game animals and birds, regulating closed seasons therefor; providing penalties for the violation of this Act and repealing Sections 1 to 7 inclusive, 30 to 33 inclusive, 35, 39 and 40 of Chapter 173 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917, and all Acts and parts of Acts in conflict herewith." Referred to Committee on Fish and Game.

H. B. No. 10, introduced by Hathaway: A Bill for an Act to make Sheriffs, Under-sheriffs, Deputy Sheriffs, Constables and Forest Rangers, Forest Supervisors or Deputies, ex-Officio Game and Fish Wardens, and to define their duties, and repealing Sections 1949, 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1962, 1966, 1967, 1968, 1969, 1970, 1974 and 1975, the Revised Codes of 1907, relating to Game and Fish Wardens, and repealing Section 1961 of the Revised Codes of 1907, as amended by Chapter 87 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana entitled, "An Act to amend Section 1961 of the Revised Codes of Montana of 1907, authorizing and empowering the State Game Warden to create additional Game and Fish Districts, and to appoint additional special Deputy Game and Fish Wardens," approved March 5, 1909, and repealing Section 2 of Chapter 28 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, entitled, "An Act authorizing the State Game and Fish Warden to appoint a Chief Deputy and defining his powers and duties, and amending Section 1968 Revised Codes of the State of Montana of 1907, relating to the compensation of Deputy Game and Fish Wardens," approved March 16, 1911, and repealing Chapter 63 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, entitled "An Act authorizing the State Game and Fish Warden to appoint additional deputies at certain times; providing for their compensation, and authorizing the State Game and Fish Warden to employ an additional clerk, and fixing the salary thereof, and providing the manner in which the same shall be paid," approved March 2, 1911, and repealing Chapter 96 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled, "An Act authorizing the State Game and Fish Warden to appoint six additional deputies, providing for their compensation and providing the manner in which the same shall be paid," approved March 14, 1913, and repealing Section 44 of Chapter 173 of the Session Laws of the Fifteenth Legislative Assembly relating to the appointment of Deputy Game Wardens under civil service rules, and to amend Section 1973 Revised Codes of Montana of 1907, relating to Hunting and Fishing License Blanks, and the duties of the State Auditor in connection therewith, and to amend Sections 1, 3 and 4 of Chapter 38 Session Laws Thirteenth Legislative Assembly of the State of Montana, entitled, "An Act to provide that aliens shall pay a gun license, and providing a penalty for failure to obtain license; to provide for and regulate the duties of the Game and Fish Warden and his deputies, and to provide for the disposition of the fines so collected," and to amend Section 1 of Chapter 173, Acts of Fifteenth Legislative Assembly, relating to the issuance of Hunting and Fishing Licenses, and Section 8 of Chapter 173, Acts of Fifteenth Legislative Assembly Relating to the Montana Game and Fish Commission." Referred to Committee on Fish and Game.

On motion of Johnson of Deer Lodge, seconded and duly carried, the above and following bills were read by title only.

H. B. No. 11, introduced by Bergeson: A Bill for an Act entitled, "An Act to amend Sections 3, 5, 6, 7, 8, 9 and 10 of Chapter 5, Session Laws Extraordinary Session of the Sixteenth Legislative Assembly, entitled 'An Act providing for the taxation of the property of Freight Line Companies doing business in this State, and repealing Chapter 82 Acts of the Fifteenth Legislative Assembly of the State of Montana, being an Act entitled 'An Act providing a method for the assessment and collection of a license fee on private car companies doing business in this State.' " Referred to Committee on Revenue and Taxation.

H. B. No. 12, introduced by Bergeson: A Bill for an Act entitled, "An Act to amend Chapter 87, Acts of Fifteenth Legislative Assembly, being an Act entitled: 'An Act providing a method for the assessment and collection of a license fee on express companies doing business in this State.'" Referred to Committee on Ways and Means.

H. B. No. 13, introduced by Brooks: A Bill for an Act entitled, "An Act relating to the protection and propagation of Fish and Game; creating a State Fish and Game Commission and defining its powers, duties and compensation; providing for the appointment of a State Fish and Game Warden and deputies, and defining their powers, duties and compensation; regulating the operation and building of fish hatcheries, and the appointment of officials and employes therefor; creating a fish and game fund and governing the use; regulating the establishment of fish and game districts, preserves and refuges; providing penalties for the violation of this Act and repealing Sections 1949 to 1987 inclusive, of the Revised Codes of Montana of 1907, and Sections 8 to 18 inclusive, and Section 44 of Chapter 173 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917, and all Acts and parts of Acts in conflict herewith." Referred to Committee on Fish and Game.

MOTIONS AND RESOLUTIONS.

On motion of Cooney of Cascade, duly seconded and carried, the House resolved itself into a Committee of the Whole, for the consideration of Substitute for S. B. No. 95.

GENERAL ORDERS.

Dodds in the chair.

House resumed.

Mr. Speaker in the chair.

Dodds, of the Committee of the Whole, reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration Substitute for Senate Bill No. 95, by Leuthold, a Bill for an Act entitled, "An Act relating to taxation and the regulating of the sale of property for taxes delinquent in the year 1920, and remitting the penalty for such delinquent tax for said year if paid before June 1st, 1920," recommend that the Substitute for Bill be re-referred to the Judiciary Committee.

Report adopted:

On motion of Dodds, duly seconded and carried, the House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to the Committees as follows:

House reverts to regular order of business number five.

Dodds at this time requests the unanimous consent of the House to introduce the following bills without previous notice. No objections being made, the following House Bill No. 14 was introduced by Dodds.

Bill for an Act entitled, "An Act to authorize the State Board of Examiners to be empowered to invest any inactive funds in the hands of the State Treasurer in State General Fund Warrants." Read first and second times and referred to the Judiciary Committee.

The Speaker at this time announced the appointment of all remaining standing committees of the House.

Internal Improvements: Rickard of Roosevelt, Chairman; Berglin of Liberty, Wade of Silver Bow, Knudsvig of Valley, Sickler of Rosebud, Spratt of Judith Basin, Swift of Treasure.

Public Health and Sanitary Affairs: Rhoads of Teton, Chairman; Rixon of Yellowstone, McDonald of Silver Bow, Rouleau of Silver Bow, Sandy of Carter, Goodman of Cascade, Hanson of Daniels.

Railroads and Transportation: Brown of Lewis and Clark, Chairman; Smith

of Flathead, Penewell of Custer, King of Silver Bow, Beley of Wheatland, Shoemaker of Lewis and Clark, Bell of Meagher, Shoemaker of Yellowstone, Troy of Hill, Blomquist of Cascade, Brasier of Silver Bow, McQuarrie of Missoula.

Equal Suffrage: Scofield of Powder River, Chairman; Phelps of Valley, Province of Carbon, Hathaway of Ravalli, Perrine of Glacier, Carlson of McCone.

Public Utilities and State Commissions: Dodds of Flathead, Chairman; Haskell of Dawson, Cooney of Cascade, Parsons of Pondera, Black of Toole, Ray of Stillwater, Rixon of Yellowstone, Snell of Silver Bow, Gillette of Valley, Goodland of Silver Bow.

Revenue and Taxation: Cooney of Cascade, Chairman; Dillavou of Yellowstone, Vice Chairman; Treloar of Silver Bow, Faust of Granite, English of Deer Lodge, Shoemaker of Yellowstone, Brown of Lewis and Clark, Rodgers of Beaverhead, Gullidge of Prairie, Scharnikow of Powell, Bergeson of Chouteau, Covell of Fergus, McQuarrie of Missoula.

Conservation and Resources: Phelps of Valley, Chairman; Cavanaugh of Silver Bow, Chatfield of Lewis and Clark, Stoner of Sheridan, Dunbar of Gallatin, Warren of Silver Bow, Sandy of Carter, Brown of Mineral, Dodds of Flathead, Goodland of Silver Bow, Larson of Richland.

Military Affairs: Warren of Silver Bow, Chairman; Stevens of Cascade, Johnson of Silver Bow, Geis of Fergus, Wallace of Missoula, Brasier of Silver Bow, Boorman of Cascade, Smith of Flathead, Rouleau of Silver Bow, Silver of Silver Bow, Blomquist of Cascade, Goodman of Cascade.

Libraries: Gillette of Valley, Chairman; Warren of Silver Bow, Hathaway of Ravalli, Gullidge of Prairie, Kenyon of Blaine.

State Boards and Officers: Dillavou of Yellowstone, Chairman; Haynes of Chouteau, Scofield of Powder River, Wallace of Missoula, Reeves of Lewis and Clark, Blomquist of Cascade, Charters of Fergus, Dowlin of Yellowstone, English of Deer Lodge, Sales of Gallatin, Worden of Missoula, Hills of Garfield, Gillette of Valley.

State Lands: Rodgers of Beaverhead, Chairman; Covell of Fergus, Green of Flathead, Kemp of Missoula, Gillette of Valley, Treloar of Silver Bow, Troy of Hill, Dowlin of Rosebud, Kenyon of Blaine.

Insurance: Dowlin of Yellowstone, Chairman; Troy of Hill, Rickard of Roosevelt, Riggs of Jefferson, King of Silver Bow, Brooks of Park, Rixon of Yellowstone, Berglin of Liberty, Ray of Stillwater, Johnson of Deer Lodge, Jones of Phillips, Roberts of Cascade, Brockway of Yellowstone.

Development and Publicity: Crumbaker of Chouteau, Chairman; McDonald of Silver Bow, Shoemaker of Yellowstone, Covell of Fergus, Sickler of Rosebud, Gillette of Valley, Northey of Golden Valley, Spencer of Carbon, Cady of Lincoln.

Improvements and Manufacturing: Boorman of Cascade, Chairman; Brown of Lewis and Clark, Daily of Missoula, Dunn of Deer Lodge, Faust of Granite, Haskell of Dawson, King of Silver Bow, Dowling of Yellowstone, Brasier of Silver Bow.

Horticulture: MacDonald of Flathead, Chairman; Scofield of Powder River, O'Hara of Ravalli, Province of Carbon, Green of Dawson, Hathaway of Ravalli.

Dairying: Sales of Gallatin, Chairman; Arnold of Dawson, Reid of Wibaux, Bohling of Teton, Carlson of McCone, Hills of Garfield, Spratt of Judith Gap.

Apportionment and Representation: Brockway of Yellowstone, Chairman; Worden of Missoula, Spencer of Carbon, Scharnikow of Powell, Dunn of Deer Lodge, Felton of Chouteau, Wade of Silver Bow, Boorman of Cascade, Green of Flathead, Anderson of Custer, Wilcomb of Madison, Hills of Garfield, Jones of Phillips, Larson of Richland, Northey of Golden Valley.

Workmen's Compensation: Shoemaker of Yellowstone, Chairman; Cady of Lincoln, Wade of Silver Bow, Hunter of Musselshell, Shoemaker of Lewis and Clark, Fairgrieve of Carbon, Treloar of Silver Bow.

Waterways and Navigation: Haynes of Chouteau, Chairman; Goodman of Cascade, Dowlin of Yellowstone, Haskell of Dawson, MacDonald of Flathead.

Petroleum, Oil and Gas Affairs: Roberts of Cascade, Chairman; Geis of Fergus, Charters of Fergus, Lakin of Custer, Shoemaker of Yellowstone, Hills of Garfield, Northey of Golden Valley, Felton of Chouteau, Dunbar of Gallatin, McQuarrie of Missoula, Hunter of Musselshell, Bell of Meagher, Sandy of Carter, Rhoads of Teton, Dodds of Flathead.

Corporations Other Than Municipal: Charters of Fergus, Chairman: Silver of Silver Bow, Brown of Lewis and Clark, Gullidge of Prairie.

Townships and Counties: Hunter of Musselshell, Chairman: Wallace of Missoula, Sickler of Rosebud, Austin of Sweet Grass, Perrine of Glacier, Knudsvig of Valley.

New Counties and Divisions: Allen of Madison, Chairman: Gullidge of Prairie, Charters of Fergus, Silver of Silver Bow, Jones of Phillips, Arnold of Dawson, Conser of Fallon, Worden of Missoula, Shoemaker of Yellowstone, King of Silver Bow, Boorman of Cascade, MacDonald of Flathead, Anderson of Custer, Riggs of Jefferson, O'Hara of Ravalli.

State Institutions, Public Buildings and Grounds: Reeves of Lewis and Clark, Chairman: Dunn of Deer Lodge, Green of Flathead, Rhoads of Teton, Blomquist of Cascade, Haynes of Chouteau, Snell of Silver Bow, Bell of Meagher, Lakin of Custer.

On motion of Johnson of Deer Lodge, the House recessed until 2 P. M.

The Speaker at this time announced a change in the Committee on Journal from Johnson of Deer Lodge as Chairman to Johnson of Silver Bow and also added to the Committee on Public Morals, Riggs of Jefferson.

On motion House recessed until 2 o'clock P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in the chair.

By motion of O'Hara, duly seconded and carried, the House reverted to Order of Business Number Four,

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

Helena, Montana, January 11, 1921.

We, your Committee on Judiciary having had under consideration House Substitute for Senate Bill No. 95, entitled: "An Act relating to taxation and the regulating of the sale of property for taxes delinquent in the year 1920 and remitting the penalty for such delinquent taxes for said year if paid before June 1st, 1921." Respectfully report as follows: That House Substitute for S. B. No. 95 be amended as follows: That in Section A-1, the word "October" be substituted for the word "June" in line two (2) of the printed bill.

That Section 2 of the printed bill be amended by substituting the following Section in lieu thereof, to-wit:

"Section 2. All County and City Treasurers are required to publish a notice for three consecutive weeks in the official paper in their respective counties or cities to the effect, that the time of such tax sale in their respective counties or cities is postponed until the first day of October, 1921, and all existing laws of the State relative to the place and manner of sale of property for delinquent taxes shall apply to and cover said tax sales made on said date."

That Section 3 of the printed bill be amended, by substituting the following Section in lieu thereof, to-wit:

Section 3. That the penalty of ten (10) per cent heretofore added to all taxes delinquent for the year 1920 is hereby remitted until the first day of October, 1921, at which time such penalty shall be added to all such taxes then remaining unpaid; provided, that in all cases where such penalty has been paid on taxes delinquent for the year 1920, such penalty shall be refunded by the Board of County Commissioners, or the City Council, as the case may be, upon claims filed therefor in the same manner as other claims are filed, as required by law; provided further, that no such claim for refund shall be allowed on any claims filed after June 1st, 1921. Provided further, that all delinquent taxes for the year 1920 shall bear interest at the rate of one per cent per month from November 30th, 1920, until paid."

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 14, entitled, "An Act authorizing the State Board of Examiners to be empowered to invest any inactive funds in the hands of the State Treasurer in State General

Fund Warrants," respectfully report as follows: That House Bill No. 14 be passed.

O'HARA, Chairman.

On motion of O'Hara, duly seconded and carried, the reports of the Judiciary Committee on House Substitute for Senate Bill No. 95 and House Bill No. 14 were adopted.

On motion, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Dillavou in chair.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole submitted the following report:

"Mr. Speaker:

We, your Committee of the Whole, having had under consideration H. B. No. 14 recommend that same be duly passed and also that House Substitute for S. B. No. 95 with amendments be passed.

DILLAVOU, Chairman.

Report adopted:

On motion of MacDonald of Flathead, duly seconded and carried, the House reverted to Order of Business Number Two,

NOTICES.

Authors give notice that they will on tomorrow or some subsequent date introduce bills as follows:

By MacDonald of Flathead. A Bill for an Act entitled, "An Act to amend and re-enact Sections 1 and 16 of Chapter 145 of the Montana Session Laws of 1915 and Section 4 of Chapter 153 of the Montana Session Laws of 1917, relating to the Creation, Organization, Government, and change in Area of Irrigation Districts."

On motion of Johnson, duly seconded and carried, House Bill No. 14 was reported correctly engrossed.

On motion the House reverted to Order of Business No. 9,

THIRD READING OF HOUSE BILLS.

House Bill No. 14 having been read three several times, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brazier, Brockway, Brooks, Brown of Lewis and Clark, Brown of Mineral, Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald, (Flathead), McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Seofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total. 103.

Noes: None.

Absent and not voting: Berglin, Haskell, Ogden, Smith, and Warren. Total, 5.

On motion, duly seconded and carried, the House reverted to Order of Business No. 5,

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

House Memorial No. 1, introduced by Committee on Livestock and Public Ranges, relative to the Regulation of the Packing Industry, was read and on motion was referred to Committee on Livestock and Public Ranges.

On motion, the House reverted to Order of Business No. 9,

THIRD READING OF HOUSE BILLS.

On motion of Dillavou, duly seconded and carried, House Substitute for Senate Bill No. 95 was considered as engrossed.

THIRD READING OF SENATE BILLS.

House Substitute for Senate Bill No. 95, by Leuthold, having been read three several times was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Carlson, Cavanaugh, Charters, Chatfield, Conser, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Johnson (Fergus), Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Mr. Speaker. Total, 90.

Noes: Beley, Bell, Brooks, Cady, Cooney, Daily, Kemp, McQuarrie, Provinse, Roberts, Wilcomb, Worden. Total, 12.

Absent and not voting: Berglin, Haskell, Jones, Ogden, Smith, Warren. Total, 6.

On motion, the House adjourned until 11:00 o'clock A. M., Tuesday, January 12th, 1921.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN, Chief Clerk.

TENTH DAY

House of Representatives, Helena, Montana, January 12, 1921.

House met at 11:00 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and all present except Berglin.

Haskell and Warren excused.

Quorum present.

The House Journal Committee reported as follows:

"Mr. Speaker:

"We, your Journal Committee, have examined the Journal for the ninth Legislative day, and find same to be correct.

JOHNSON of Silver Bow, Chairman."

On motion of Johnson, of Deer Lodge, duly seconded and carried, it was determined that the reading of the Journal would hereafter be dispensed with when reported by the Journal Committee as being found correct.

COMMUNICATIONS.

The Montana State Poultry Association requests that each and every member of your Honorable Body visit the greatest poultry show ever held in the State of Montana. 2000 birds on exhibition at the Auditorium.

Complimentary tickets have been placed on every desk.

(Signed) S. C. DORSCH, Secretary.

On motion of Johnson, of Deer Lodge, duly seconded and carried, the Chief Clerk was instructed to tender the thanks of the House to Mr. Dorsch for his invitation and complimentary tickets to attend the Poultry Show at the Auditorium.

On motion of Dillavou, duly seconded and carried the Communications from the Senate were considered as read at length.

COMMUNICATIONS FROM THE SENATE.

Mr. Speaker: Helena, Montana, January 11, 1921

I am directed by the Senate to inform your Honorable Body that the Senate convened this date at 10:30 A. M., recessed at 11:35 A. M., re-convened at 2:00 P. M., and adjourned at 2:10 P. M., to convene at the hour of 11:00 A. M., Wednesday, January 12, 1921.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, January 11, 1921.

I am directed by the Senate to inform your Honorable Body of the following report of the Printing Committee this day presented to the Senate and on motion duly seconded and carried, adopted:

Mr. President: Helena, Montana, January 20, 1921.

We, your Committee on Printing, to whom was referred Senate Bill No. 81, beg leave to report that the same have this date been returned from the printer correctly printed.

WHITE, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 11, 1921.

Mr. Speaker:

I am directed by the Senate to advise your Honorable Body of the report of the Committee on Judiciary, a copy of which is hereto attached and made a part of this communication. These reports on motion, duly made, seconded and carried were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

January 11, 1921.

Mr. President:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 2, introduced by Booth, beg leave to recommend that the title to said bill be amended by striking out the figures 8060 and inserting in lieu thereof of figures 6213; that Section 6 be amended by striking out the figures 8060 and inserting in lieu thereof the figures 6213; that said bill be amended by striking out Section 7, and that as so amended, the bill do pass.

BURLINGAME, Chairman.

January 10, 1921.

Mr. President:

We, your Judiciary Committee, beg leave to report that:

Having had under consideration Senate Bill No. 7, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 155 of the Revised Codes of Montana of 1907, relating to the distribution of Senate and House Journals and the Session Laws." recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 8, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 312 of the Revised Codes of Montana of 1907, relating to the distribution of the Reports of the Supreme Court," recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 9, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 325 of the Revised Codes of Montana of 1907, relating to the official bonds of Notaries Public and repealing Section 324 of the Revised Codes of Montana of 1907." recommend

that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 10, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 410 of the Revised Codes of Montana of 1907, relating to Resignation of Public Officers," recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 11, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 443 of the Revised Codes of Montana of 1907, relating to the Reports of Public Officers," recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 12, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 666 of the Revised Codes of Montana of 1907, relating to the University of Montana," recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 19, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 1909 of the Revised Codes of Montana of 1907, relating to the creation of the State Bounty Fund," recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 20, introduced by Booth, being a Bill for an Act entitled, "An Act defining the Standard Ton and Standard Bushel of Various Commodities and providing penalties for demanding, exacting, or taking more than the prescribed number of pounds per bushel or ton fixed by the provisions of this Act," recommend that said bill be amended by striking out Section 4, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 21, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 2024 of the Revised Codes of Montana of 1907, relating to the Measurement of Hay in the Stack," recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 23, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 2219 of the Revised Codes of Montana of 1907, and repealing Sections 2121, 2122, 2123, 2124, 2125, 2134, 2135, 2136, and 2137 of the Revised Codes of Montana of 1907, relating to Auctions and Auctioneers," recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 24, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 2081 of the Revised Codes of Montana of 1907, relating to the establishment of Fire Districts in unincorporated towns and villages," recommend that said bill be amended by striking out Section No. 3, and that as so amended the bill do pass.

Having had under consideration Senate Bill No. 1, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 10 of the Revised Codes of Montana of 1907, relating to Legal Holidays and repealing Sections 6217, 6218, 8065, and 8066 of the Revised Codes of Montana of 1907, and all Acts and parts of Acts in conflict therewith," recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 3, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 50 of the Revised Codes of Montana of 1907, relating to number and designation of the Legislative Assembly," recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 4, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 41 of the Revised Codes of Montana of 1907, relating to Senatorial Districts," recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 13, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 790 of the Revised

Codes of Montana of 1907, relating to the payment for securities purchased with State Normal School Funds," recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 17, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 1808 of the Revised Codes of Montana of 1907, relating to Inspection of Livestock about to be moved from one county to another within the State," reeommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Having had under consideration Senate Bill No. 18, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 1912 of the Revised Codes fo Montana of 1907, relating to Penalties for Fraudulent Bounty Claims," recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass.

Respectfully submitted,

BURLINGAME, Chairman.

Helena, Montana, January 11, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the introduction of the following bills referred to the Committees as designated:

Senate Bill No. 107, by Connelly. A Bill for an Act entitled, "An Act to provide for the Creation, Organization, Government and Extension of Drainage Districts to prescribe the rights, powers and duties thereof, to provide for the construction, maintenance and control thereby of drains; to provide for the payment therefor; to provide for the assessment and collection of taxes and assessments therefor, and repealing with certain reservations, Chapter 147 of the Session Laws of 1915, Chapter 144 of the Session Laws of 1909, Sections 2403 to 2497, both inclusive, of the Revised Codes of Montana for 1907, and all Acts and parts of Acts in conflict herewith." Referred to Committee on Irrigation.

Senate Bill No. 108, by Donlan. A Bill for an Act entitled, "An Act requiring a petition of forty per cent of the qualified electors, who are taxpayers to authorize the voting upon the issuance of any school, town, city or county bonds, and providing who are entitled to vote thereon." Referred to Judiciary Committee.

Senate Bill No. 109, by Donlon. A Bill for an Act entitled, "An Act to prevent the exhibition of any Motion Pictures in any town, city or county in Montana that tend to incite to crime or to corrupt the morals of the youth of the State, and to provide a Board of Censors therefor and a penalty for the violation thereof." Referred to Committee on Public Morals.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 11, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the following notices of introduction of Bills this date presented and read to the Senate:

By Burlingame. "An Act to provide for the designation and appointment from time to time of District Judges throughout the State of Montana to act in the capacity of Commissioners of the Supreme Court, to relieve the Court from the overburdened condition of its calendar, and to provide required additional clerical assistance, and prescribing duties of District Judges."

By Kirton. "An Act defining the boundaries of the several Counties of the State of Montana, enumerating the County Seats thereof, and repealing all Acts and parts of Acts in conflict herewith."

By Kirton. "An Act to amend Section 79 of the Revised Codes of 1907, as amended by Chapter 1 of the Session Laws of the Fourteenth Legislative Assembly, and as amended by Chapter 115 of the Session Laws of the Fifteenth Legislative Assembly, relating to the compensation of certain officers and employees of the Legislative Assembly."

By McKay. "An Act defining the crime of criminal syndicalism and prescribing punishment therefor."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 11, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File, respectfully reported as follows:

Helena, Montana, January 11, 1921.

Mr. President:

Your Committee of the Whole, to whom was referred Business on General File, beg leave to report having had under consideration:

S. B. No. 1 and recommend that same be amended by striking out the last Section thereof and as amended recommend that same do pass.

S. B. No. 2 and recommend that same do pass.

S. B. No. 3 and recommend that same do pass.

S. B. No. 4 and recommend that same do pass.

S. B. No. 7 and recommend that same do pass.

S. B. No. 8 and recommend that same do pass.

S. B. No. 9 and recommend that same do pass.

S. B. No. 10 and recommend that same do pass.

S. B. No. 11 and recommend that same do pass.

S. B. No. 12 and recommend that same do pass.

S. B. No. 13 and recommend that same do pass.

S. B. No. 17 and recommend that same be re-referred to the Committee on Stockgrowing and Grazing.

S. B. No. 18 and recommend that same be re-referred to the Committee on Stockgrowing and Grazing.

S. B. No. 19 and recommend that same do pass.

S. B. No. 20 and recommend that same do pass.

S. B. No. 21 and recommend that same be amended as follows:

"Amend line 6 of Section 1 by striking out the words "six months" and substituting in lieu thereof the words "three months", and as amended recommend that same do pass.

S. B. No. 23 and recommend that same do pass.

S. B. No. 24 and recommend that same do pass.

SLATTERY, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 11, 1921.

Mr. Speaker:

I am directed by the Senate to advise your Honorable Body of the motion of Senator Donlan, duly seconded and carried that all bills which are amended, be engrossed before being placed on the calendar for third reading and that the Secretary be instructed to receive no more House Bills from the House until they have been engrossed.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 11, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President of the Senate has this day signed House Bills 1, 2, and 3.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 11, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that on motion of Senator Larson, the report of the Committee of the Whole was reconsidered and Senate Bill No. 1 segregated from the report and re-referred to the General File for the following day, and the balance of the report of the Committee of the Whole was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 11, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the following report of the Committee on Committees:

"That on the Committee on Insurance the name of Connelly is hereby stricken out and the name of Hazelbaker inserted therefor.

Very respectfully,

KINNEY,
FOSTER,
LEUTHOLD."

The foregoing report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 11, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the introduction by Senator Haley of Senate Memorial No. 1, relative to the Regulation of the Packing Industry, a copy of which is hereto attached and made a part of this communication. The same was adopted on motion duly seconded and carried.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

SENATE MEMORIAL NO. 1

Introduced By Committee On Stockgrowing and Grazing, Relative To The Regulation Of The Packing Industry.

Whereas, there is pending before the Congress of the United States, Senate Bill No. 3944, introduced by Gronna, and Senate Bills by Kendricks and Kenyon, and House Bill by Anderson, the purposes of which are to provide transportation, storage and marketing facilities for, and to regulate commerce among the States in livestock, meats, and other products derived from livestock, or the slaughtering of livestock, which we consider to be detrimental to our industry.

Whereas, regardless of our objections to said bills on the foregoing grounds, we believe that the remedy for the abuses of power and inefficient service to the public by larger concerns throughout the country lies in strict and broad minded supervision, and not in the curtailment of production that might result from the delegating of a commission with arbitrary powers.

Now, Therefore, Be It Resolved, by the Senate of the Seventeenth Legislative Assembly, the House of Representatives concurring, that we do hereby protest against the passage of said Bills, or like legislation tending to create any further agitation.

Be It Further Resolved, that a copy of this Memorial be forwarded by the Secretary of State to our Senators and Representatives in Congress, and they are urged to use their best efforts to prevent the passage of said Bills.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date, introduce the following Bills

By Rixon: A Bill for an Act entitled, "An Act providing for the semi-annual payment of taxes; relating to the times when taxes shall become delinquent, the penalty therefor, publishing of delinquency and time of sale and amending Sections 2616, 2622, 2629, of the Revised Codes of 1907 of the State of Montana to conform thereto."

By Haynes: A Bill for an Act entitled, "An Act providing for a Seed Grain Contract or Agreement Lien."

By Haynes: A Bill for an Act entitled, "An Act relating to Redemption after sale of mortgaged chattels."

By Cavanaugh: A Bill for an Act entitled, "An Act relating to a Mothers' Pension and for the care of dependent children in their own home by their mother, the father of said children being dead, or an inmate of some Montana institution, or who has failed to provide for said children for a period of one year or more, or who is physically or mentally incapacitated, and whose mother

is financially unable to support such children; providing a penalty for the violation thereof, and repealing Chapter 86 of the Session Laws of the Fourteenth Legislative Assembly of Montana, Chapter 198 of the Session Laws of the Sixteenth Legislative Assembly of Montana and all Laws in conflict herewith."

By Scofield: A Bill for an Act entitled, "An Act creating the Court of Industrial Relations, defining its powers and duties relating thereto; abolishing the Public Service Commission; repealing all Acts and parts of Acts in conflict herewith; providing penalties for the violation of this Act, and making appropriations therefor."

REPORTS OF STANDING COMMITTEES.

The Committee on Livestock and Public Ranges reported as follows:

Mr. Speaker:

We, your Committee on Livestock and Public Ranges, having had under consideration House Memorial No. 1, relative to the regulation of the packing industry, respectfully report as follows: That Memorial No. 1 do pass."

FELTON, Chairman.

On motion, report adopted.

The Committee on House Employees reported as follows:

Mr. Speaker:

We, your Committee on Employees, beg leave to submit the following report:

We recommend the appointment of the following employees:

Stenographers: Jean Whipple, Silver Bow; Laura Bager, Hill; Cristine Kuntz, Silver Bow; Ann Sutherland, Lewis and Clark; Marguerite Elphison, Missoula; Ruth Parsons, Lewis and Clark; Grace Maurer, Chouteau.

Clerks to Enrolling Committee: Edward Jessup, Edna Gillis, Silver Bow.

Clerks to Engrossing Committee: Ralph Sloan, Sweet Grass; Joyce, Allen, Lewis and Clark.

Janitor: E. W. Woolverton, Jefferson.

We wish to report that the total number of employees of the House, including those recommended for appointment in this report, is fifty-one.

JONES, Chairman.

Report adopted.

The Committee on Enrollment reported House Bills No. 1, 2 and 3 properly enrolled.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following Bills were introduced, and read first and second times and referred to Committees as follows:

H. B. No. 15, introduced by Felton: A Bill for an Act to amend Section 4717 of the Revised Codes of the State of Montana of 1907, relating to the selection of a homestead." Referred to Judiciary Committee.

H. B. No. 16, introduced by Treloar: A Bill for an Act entitled, "An Act requiring the erection of fire escapes on certain buildings; prescribing rules and regulations governing same, empowering the State Fire Marshal to enforce this Act and to prescribe specifications for the construction of fire escapes, prescribing the procedure to compel the erection of fire escapes and defining adequate fire escapes; providing for the reimbursement out of rent or lease money of any occupant or lessee required to erect fire escapes under the provisions of this Act; authorizing actions for the enforcement of this Act and providing penalties for its violation and repealing all Acts in conflict herewith." Referred to Committee on Affairs of Cities.

H. B. No. 17, introduced by Stevens: A Bill for an Act to amend Section 2065 of the Revised Codes of Montana of 1907 as amended by an Act entitled, "An Act to amend Section 2065 of the Revised Codes of Montana of 1907, providing suitable burial for deceased soldiers, sailors and marines," approved March 4, 1909, and as amended by Chapter 109 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, being an Act to amend Section 2065 of the Revised Codes of Montana of 1907, as amended and approved

March 6, 1911, providing for suitable burial of deceased soldiers, sailors and marines. Referred to Judiciary Committee.

H. B. No. 18, introduced by Cavanaugh: A Bill for an Act entitled, "An Act prescribing and fixing the salary of the State Law Librarian." Referred to Judiciary Committee.

The following motion was duly seconded and carried:

Helena, Montana, January 12, 1921.

I move that the Speaker appoint a committee of five to investigate the Highway Commission of the State of Montana and to report back to this body not later than January 29th, 1921.

(Signed) WARD BELEY.

H. T. RHOADS.

The Speaker announced that this Committee would be appointed later.

Upon motion of McQuarrie, duly seconded and carried, the Speaker appointed the following five members of the House to act jointly with five members of the Senate to investigate taxation methods recommended by the Governor: Cooney, Dillavou, Treloar, Faust, English.

Upon motion of Johnson of Deer Lodge, the House recessed until 1:30 o'clock P. M.

AFTERNOON SESSION.

House resumed.

Dodds Speaker Pro Tem in Chair.

NOTICES OF BILLS.

Authors give notice that they will upon tomorrow or some subsequent date introduce a Bill as follows:

By Felton: A Bill for an Act entitled, "An Act to permit common carriers to carry free or at reduced rates Secretaries of Commercial Clubs or organizations or the representatives of such."

By Blomquist: A Bill for an Act entitled, "An Act forbidding false or fraudulent advertising, and prescribing penalties for the violation thereof."

On motion, the House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS.

The following Bill was introduced and read first and second times:

H. B. No. 19, by King: A Bill for an Act entitled, "An Act to prevent brokers or agents from accepting or receiving secret commissions or compensations of any kind, without the consent of their principal, for awarding contracts for work performed, or material furnished, or to be furnished, on property, for which they act as broker, or agent; defining who are brokers or agents under the provisions hereof, and providing punishment for the violation of any of the provisions hereof." Read first and second times and referred to the Committee on Judiciary.

On motion by McDonald of Flathead, duly seconded and carried, the Speaker was empowered to appoint two additional members on the Committee of Irrigation and Water Rights.

On motion of Johnson of Deer Lodge, the House recessed until 2:30 o'clock P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in the Chair.

Mr. Speaker appointed on the Committee on Irrigation and Water Rights, the following: Black of Toole, and Spencer of Carbon.

The following Special Committee was appointed by the Speaker to investigate the Highway Commission of the State of Montana: Beley of Wheatland, Rhoads of Teton, Allen of Madison, Kemp of Missoula, Crumbaker of Chouteau.

On motion, the House adjourned until 11:00 o'clock A. M. Thursday, January 13th.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN, Chief Clerk.

ELEVENTH DAY

Helena, Montana, January 13, 1921.

House met at 11:00 A. M., pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called and all found present except Berglin, Conser, and Johnson of Deer Lodge.

Haskell and Warren excused.

Quorum present.

Johnson, of Silver Bow, from the Committee on the Journal reported the Journal for the tenth day as read and found correct.

On motion, report adopted and Journal approved.

COMMUNICATIONS AND PETITIONS.

Shoemaker of Yellowstone, presented the following communication from the Billings Commercial Club:

RESOLUTION.

Whereas, Montana is confronted with a wonderful opportunity for rapid development of her oil resources owing to the splendid showing already made in the explored fields, and

Whereas, the larger oil exploration companies of the United States are now planning on coming into this field and taking a hand in the development of our oil possibilities, which should be encouraged if rapid progress is desired, therefore,

Be it Resolved, that the Billings Commercial Club respectfully urge upon the Legislature of the State of Montana that special attention be paid to the passage of oil laws which will protect the rights of the State of Montana and which will also permit of the most rapid development of our oil resources; that expert advice be obtained in order that the laws as formed may embody the best features of legislation passed in other states and that their mistakes may be avoided. It is our belief that this question is of the utmost importance at the present time.

Offered by R. J. Covert for passage, this 7th day of January, 1921.

Unanimously passed.

Attest: FRED L. LINCOLN, Secretary.

The following communication was received from the Governor:

Office of the Governor, January 12, 1921.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following Bills:

No. 1. Appropriating money for the incidental expenses of the Seventeenth Assembly.

No. 2. Appropriating money for the per diem of officers and attaches of the Seventeenth Assembly.

No. 3. Appropriating money for mileage and per diem of members of the Seventeenth Assembly.

JOSEPH M. DIXON, Governor.

The Butte Consumers' League presented the following:

Butte, Montana, January 7th, 1921.

To the Seventeenth Legislative Assembly, Helena, Montana.

Gentlemen:

Representative Slattery gave notice of a bill he will introduce to dispose of the Montana Trade Commission and the duties conferred upon this Commission by bills passed in special session in August, 1919. The bill creating the Trade Commission to control profiteering on necessities for the home and the farm was passed by urgent request of consumers, labor, the farmer and the large employer of labor, and no request has been made by these persons or by the press of the State to nullify this law. In behalf of the consumer of the State who is

suffering from just as unfair prices as at any time during the war, we ask that any measure to dispose of the Montana Trade Commission and its function be killed.

A suit was brought in the United States Court last January to test the constitutionality of the law creating the Trade Commission and this suit was brought by the Merchants' Association. A decision as to the constitutionality of this law will come out of the United States Supreme Court in March and if an adverse decision is given by this tribunal, we will abide by same. In the meantime, we feel that a bill introduced to nullify the law to curb profiteering is class legislation, not in accord with the wishes of any portion of the people but the Merchants' Association of the State (now in session at Helena).

The law, as well as the splendid service rendered by the High Cost of Living Investigating Committee out of the last session, and also the co-operation of the Montana Trade Commission in behalf of the consumer has received the commendation of the people and the press of the State. We will ask that this communication be read to the members of the House and that each and every member will give careful consideration to nullifying the bill creating a commission to control profiteering, passed at the urgent request of the large employer, labor, the farmer and the housewife. If each and every legislator will inquire as to the sentiment of his constituents before voting on this measure, the bill as passed will stand until a decision is rendered by the United States Supreme Court.

As many members of your body have probably read in trade journals during December, the National Merchants' and Manufacturers' Association are centering their power, finance and influence to keep any laws from being passed in Montana or Indiana against profiteering and to nullify any laws that are now in effect to curb profiteering in Montana and Indiana. The Montana Trade Commission has been unable to function in behalf of the consumer because of the injunction secured by the Merchants' Association, but have been able to give information from time to time during the year through the free space accorded them by the press that at least put the consumer on his guard. The press of this State is to be specially commended for the space given in their publications advising of declines, markets, etc., which information added to the knowledge of the consumer, even though the disturber protected the other members of his particular association by keeping up the price.

Thanking you for your consideration, we are,

Yours very respectfully,

BUTTE CONSUMERS' LEAGUE.

C. J. PENNEY, Secretary.

COMMUNICATIONS FROM THE SENATE.

On motion of Skulason, duly seconded and carried, the communications from the Senate were considered as read at length.

Helena, Montana, January 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Substitute for Senate Bill No. 95, introduced by Judiciary Committee, was this day read third time and concurred in. Title agreed to and same is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 14, introduced by Dodds, was read third time and concurred in as amended. Title agreed to and is herewith transmitted to the House for its concurrence in Senate Amendments.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were read third time, title agreed to and are herewith transmitted to the House for its concurrence.

Senate Bill No. 2, by Booth. "An Act amending Sections 3, 4, 15, 16 and 17 of the Revised Codes of Montana of 1907, and repealing Sections 8359, 8095, 6213, 6214, 8061, 11, 6219, 6220, 8068, 6221, 8069, 6222, 8070, 6224, 8071, 6234, 8090, 8072, 117, 6230, 6231, and 8076 of the Revised Codes of Montana of 1907."

Senate Bill No. 3 by Booth. "An Act amending Section 50 of the Revised Codes of Montana of 1907, relating to number and designation of the Legislative Assembly."

Senate Bill No. 4, by Booth. "An Act amending Section 41 of the Revised Codes of Montana of 1907, relating to Senatorial Districts."

Senate Bill No. 8, by Booth. "An Act amending Section 312 of the Revised Codes of Montana of 1907, relating to the distribution of the reports of the Supreme Court."

Senate Bill No. 9, by Booth. "An Act amending Section 325 of the Revised Codes of Montana of 1907, relating to the official bonds of Notaries Public and repealing Section 324 of the Revised Codes of Montana of 1907."

Senate Bill No. 10, by Booth. "An Act amending Section 419 of the Revised Codes of Montana of 1907 relating to resignation of Public Officers."

Senate Bill No. 11, by Booth. "An Act amending Section 443 of the Revised Codes of Montana of 1907, relating to the reports of public officers."

Senate Bill No. 12, by Booth. "An Act amending Section 666 of the Revised Codes of Montana of 1907, relating to the University of Montana."

S. B. No. 19, by Booth. A Bill for an Act entitled, "An Act amending Section 1909, relating to the creation of State Bounty Fund."

S. B. No. 20, by Booth. "An Act defining the standard ton and standard bushel of various commodities and providing penalties for demanding, exacting, or taking more than the prescribed number of pounds per bushel or ton by the provisions of this Act."

Senate Bill No. 21, by Booth. "An Act amending Section 2024 of the Revised Codes of Montana of 1907, relating to the measurement of hay in the stack."

Senate Bill No. 23, by Booth. "An Act amending Section 2119 of the Revised Codes of Montana of 1907, and repealing Sections 2121, 2122, 2123, 2124, 2125, 2134, 2135, 2136, and 2137 of the Revised Codes of Montana of 1907, relating to auctions and auctioneers."

Senate Bill No. 24, by Booth. "An Act amending Section 2081 of the Revised Codes of Montana of 1907, relating to the establishment of Fire Districts in unincorporated towns and villages."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

January 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Committee of the Whole, to whom was referred Business on General File, respectfully reported as follows:

Mr. President: Your Committee of the Whole, to whom was referred Business on General File, beg to report having had under consideration S. B. No. 1 and recommend that it be amended as follows:

To amend Section 1 in line 6 by adding after the words (Columbus Day) the words "the eleventh day of November (Armistice Day)", and as amended recommend that it do pass.

S. B. No. 14 and recommend that it do pass.

S. B. No. 15 and recommend that it do pass.

S. B. No. 25 and recommend that it do pass.

S. B. No. 26 and recommend that it do pass.

S. B. No. 27 and recommend that it do pass.

S. B. No. 28 and recommend that it do pass.

S. B. No. 29 and recommend that it do pass.
 S. B. No. 30 and recommend that it do pass.
 S. B. No. 31 and recommend that it do pass.
 S. B. No. 32 and recommend that it do pass.
 S. B. No. 33 and recommend that it do pass.
 S. B. No. 34 and recommend that it do pass.
 S. B. No. 37 and recommend that it do pass.
 S. B. No. 38 and recommend that it do pass.
 S. B. No. 39 and recommend that it do pass.
 S. B. No. 40 and recommend that it do pass.
 S. B. No. 41 and recommend that it do pass.
 S. B. No. 42 and recommend that it do pass.
 S. B. No. 43 and recommend that it do pass.
 S. B. No. 44 and recommend that it do pass.
 S. B. No. 45 and recommend that it do pass.
 S. B. No. 46 and recommend that it do pass.
 S. B. No. 47 and recommend that it do pass.
 S. B. No. 48 and recommend that it do pass.
 The above report was adopted.

Very respectfully,
 C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Leuthold, duly seconded and carried, House Substitute for Senate Bill No. 95, was referred to the Committee on Taxation for consideration.

Very respectfully,
 C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Taxation made the following report:

Mr. President: Your Committee on Taxation to whom was referred House Substitute for Senate Bill No. 95, recommend concurrence in the same.

CONNELLY.

The above report was adopted.

Very respectfully,
 C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully report as follows:

"Mr. President: Your Committee of the Whole, to whom was referred Business on General File, beg to report having had under consideration House Substitute for Senate Bill No. 95, and recommend that it be concurred in. Junod, Chairman."

The above report was adopted.

Very respectfully,
 C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the following report of the Committee on Finance and Claims:

"Mr. President: We, your Committee on Finance and Claims, having had under consideration House Bill No. 14, entitled: "An Act authorizing the State Board of Examiners to be empowered to invest any Inactive Funds in the hands of the State Treasurer in State General Fund Warrants, beg leave to submit the

following amendment: "By striking out all of Section 1 and inserting in lieu thereof the following, to be known as Section 1:

Section 1. That State Board of Examiners be, and is hereby empowered, to invest any moneys available, in the following funds: "State Banking Fund, Escheated Estate Fund, Fish and Game Fund, State Insane Asylum Bond Fund, State Land Office Expense Fund, War Defense Fund, State Insane Asylum and Tuberculosis Sanitary Improvement Bond Fund, and as amended, recommend that same be concurred in.

KINNEY, Chairman.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the following report of the Committee on Corporations:

"Mr. President: We, your Committee on Corporations, to whom was referred Senate Bill No. 103 entitled: "An Act to prevent fraud in the sale and disposition of stocks, bonds or other securities sold or offered for sale within the State of Montana, providing for the enforcement thereof, and creating the office of Investment Commissioner and defining his powers and duties, and to repeal Chapter 85, Acts of the Thirteenth Legislative Assembly of the State of Montana entitled, "An Act creating the office of Investment Commissioner, and giving such official certain powers in relation to Investment Companies and Stockbrokers for the protection of investors, including the power to license the sale by such Companies, and Stockbrokers to the public of Securities, defining Investment Companies, and regulating or providing for the regulation of the promotion, organization and operation thereof; providing for the inspection and investigation of property, books, papers, business methods and affairs of any Investment Company whose securities shall be offered for sale to the public; defining stockbrokers and providing for the regulation of their business as such; and providing penalties for the violation of this Act," beg leave to request that same be printed and the bill re-referred to the Committee on Corporations.

Report adopted.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Standing Committees made the following reports:

Committee on Engrossment of Bills reported Senate Bills 3, 4, 21, 24, 23, 20, 19, 13, 12, 11, 10, 9, 8, and 2 correctly engrossed.

"Mr. President: We, your Committee on Mines and Mining, to whom was referred S. B. No. 102, introduced by Page, "A Bill for an Act requiring persons and corporations leasing mining claims to others to furnish to lessee or lessees thereof a copy of any statement received by such owner or owners from the Sampling Works or Smelter purchasing or treating ores extracted from such mines or mining claims and requiring a settlement with such lessees within a certain time and requiring such sampling works and smelters to likewise furnish to such lessees a statement of the gross and net proceeds of such ores and to provide a penalty for failure so to do," recommend that further consideration of said bill be dispensed with and the following substitute measure be considered in lieu thereof, with the recommendation that the same do pass.

J. C. SIEGFRIEDT, Chairman."

"Substitute for Senate Bill No. 102, by Page, "An Act requiring persons and corporations buying or treating ores from leased mining properties to furnish to both the lessor and lessee, or lessors and lessees, a copy of the statement of the gross and net proceeds of such ores, and requiring such lessor, or lessors, to make settlement with the lessee, or lessees, within a prescribed time, and to provide a penalty for failure so to do."

The foregoing reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully report as follows:

"Mr. President: Your Committee of the Whole, to whom was referred Business on General File, beg to report having had under consideration H. B. No. 14, and recommend that it be amended as follows: 'amend the title by striking out the words "inactive funds" and inserting in lieu thereof the words "available moneys" in the following funds: State Banking Fund; Escheated Estate Fund; Fish and Game Fund; State Insane Asylum Bond Fund; State Insane Asylum and Tuberculosis Sanitary Improvement Fund; State Land Office Expense Fund and War Defense Fund.'" and as amended recommend that it be concurred in.

JUNOD."

Report adopted.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate adjourned this day at 3:50 o'clock P. M., to meet at 11 o'clock A. M., Thursday, January 13th.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

NOTICES.

Authors give notice that they will on tomorrow, or some subsequent date, introduce the following bills:

By Johnson of Silver Bow: A Bill for an Act entitled: "An Act to provide for the acceptance of the benefits of an Act passed by the Senate and House of Representatives of the United States of America, in Congress assembled, to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise; to provide for compliance with all the requirements of such Act; to provide for the appointment of a custodian of all moneys received by the State from appropriations made by the Congress of the United States for the purpose stated; to provide for the appointment of a State Board to co-operate with the Federal Board for Vocational Education in carrying out the provisions of said Act, and prescribe its powers and duties; to provide for a plan of co-operation between such State Board and the State Industrial Accident Board; to provide for the acceptance of gifts and donations and the creation of a special fund, and to make appropriations to provide for the vocational rehabilitation of persons disabled in industry or otherwise."

By Snell: A Bill for an Act entitled: "An Act regarding the appointment, organization, management, control, and discipline of the Police Department of Cities and Towns and providing for the term of office and compensation of the members thereof and repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 of Chapter 136 of the Session Laws of the Tenth Regular Session of the State of Montana, in the year 1907; the same being Sections 3304 to 3316 inclusive, of Chapter Three (3) of Article Six (6) of the Revised Codes of State of Montana."

By Skulason: A Bill for an Act entitled: "An Act to amend and to re-enact Section 401 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana relating to classification of School Districts."

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

House Bill No. 20, by Felton. A Bill for an Act entitled: "An Act to Permit Common Carriers to carry free or at reduced rates Secretaries of Commercial Clubs or Organizations or the representatives of such." Referred to Committee on Railroads and Transportation.

House Bill No. 21 by Cavanaugh. A Bill for an Act entitled: "An Act relating to a Mother's pension and for the care of dependent children in their own home by their mother, the father of said children being dead, or an inmate of some Montana institution, or who has failed to provide for said children for a period of one year, or more, or who is physically or mentally incapacitated, and whose mother is financially unable to support such children, and providing procedure for obtaining such relief; providing a penalty for the violation thereof, and repealing Chapter 86 of the Session Laws of the Fourteenth Legislative Assembly of Montana, Chapter 83 of the Session Laws of the Fifteenth Legislative Assembly of Montana and Chapter 198 of the Session Laws of the Sixteenth Legislative Assembly of Montana and all Laws in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 22 by Cavanaugh. A Bill for an Act entitled: "An Act to provide for the submission to the qualified electors of the State of Montana of an Amendment to Article XVI of the Constitution of the State of Montana by adding thereto a Section to be known as Section 7, authorizing the Legislative Assembly by a General or Special Law to consolidate City and County Governments under one municipal Government, to define the form of Government of the consolidated City and County, and the functions, authority and terms of office of its officers." Referred to Committee on Constitutional Amendments.

House Bill No. 23, by O'Hara. A Bill for an Act to repeal Chapter 14 of the Session Laws of the Thirteenth Legislative Assembly of Montana entitled: "An Act to provide for an additional Judge for the Fourth Judicial District for the State of Montana, so that there will be hereafter three judges in said District." Referred to Committee on Judiciary.

House Bill No. 24, by Hathaway. A Bill for an Act entitled: "An Act requiring all Persons, Firms, Associations and Corporations, engaged in the business in this State of producing or generating electricity, electric power or energy, wholly or principally by means of water power, to procure from the State of Montana, annual licenses; fixing the amount of the license fees to be paid therefor; and providing a method for the collection thereof and the disposition of the funds derived therefrom." Referred to Committee on Public Utilities and State Commissions.

House Bill No. 25, by Rodgers. A Bill for an Act entitled: "An Act relating to the Veterans' Welfare Commission, providing for the sale of the unsold bonds or warrants authorized by Chapter 105 of the regular session of the Sixteenth Legislative Assembly appropriating the unexpended portion of the moneys received or hereafter to be received from the sale of said bonds or warrants for the use of the Veterans' Welfare Commission and making an additional appropriation for the use of said Commission, and repealing the portion of Section 2 of Chapter 26 of the Extraordinary Session of the Sixteenth Legislative Assembly relating to said Veterans' Welfare Commission and repealing all other Acts and parts of Acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 26, by MacDonald of Flathead. A Bill for An Act entitled: "An Act to amend Section 11 of Chapter 146 of the Montana Session Laws of 1909 as amended by Section 4 of Chapter 153 of the Montana Session Laws of 1917, relating to the creation, organization, government and extension of Irrigation Districts, providing for a three-year term of office of Commissioners and for the expiration of their terms of office in successive years." Referred to Committee on Irrigation and Water Rights.

MOTIONS AND RESOLUTIONS.

On motion of Brockway, duly seconded and carried, the following committee of three was appointed to act with a committee of three from the Senate on the question of Amendments to State Hail Insurance Law:

Brockway of Yellowstone; Northey of Golden Valley; Stoner of Sheridan.

H. B. No. 14 was reported back to the House from the Senate, properly engrossed, for concurrence in as amended.

THIRD READING OF HOUSE BILLS.

Senate amendments to House Bill No. 14 by Dodds, having been read three several times, were concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Carlson, Charters, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gies, Gillette, Goodland, Goodman, Green (Dawson), Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knaudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker, (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Williams, Mr. Speaker. Total 97.

Noes: Jones, King, McQuarrie, Wallace, Wilcomb, Worden. Total 6.

Absent and not voting: Berglin, Conser, Haskell, Johnson (Deer Lodge), Warren. Total 5.

On motion of Haynes, duly seconded and carried, the House reverted to Order of Business No. 2.

NOTICES OF BILLS.

The author gives notice that he will on tomorrow or some subsequent date, introduce a bill as follows:

By Haynes. A Bill for an Act entitled: "An Act amending Chapter No. 147 Session Laws of 1917 by adding a New Section thereto, numbering the same 4½, providing for the seizure and confiscation of all liquors transported in violation of the law in the State of Montana and provide for the seizure and confiscation of all vehicles used in the transportation thereof."

Mr. Speaker then appointed Scharnikow on the special committee to investigate the Highway Commission of the State of Montana in place of Rhoads, who requested to be released.

On motion, the House recessed until 2:00 P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker, in the chair.

On motion the House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

The following motion was presented and seconded:

Helena, Montana, January 13, 1921.

Mr. Speaker:

I make a motion that the Chair appoint a committee of three members of the House to visit and investigate the buildings, financial conditions and workings of the State Tuberculosis Sanitarium, State Asylum, and School for Feeble Minded, and make a general report to this Body.

H. T. RHOADS.

On substitute motion by Dodds, duly seconded and carried, the matter contained in original motion was referred to Committee on Appropriations.

On motion, the House reverted to order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were presented; and on motion adopted:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, House Bill No. 15, by Felton, a bill for an Act entitled: "An Act to amend Section 4717 of the Revised Codes of the State of Montana of 1907, relating to the selection of a homestead," respectfully report as follows: that House Bill No. 15 do not pass.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, House Bill No. 25 by Rodgers, a Bill for an Act entitled: "An Act relating to the veterans' Welfare Commission, providing for the sale of the unsold bonds or warrants authorized by Chapter 105 of the regular Session of the Sixteenth Legislative Assembly appropriating the unexpended portion of the moneys received or

hereafter to be received from the sale of said bonds or warrants for the use of the Veterans' Welfare Commission, and making an additional appropriation for the use of said Commission and repealing the portion of Section 2 of Chapter 26 of the extraordinary session of the Sixteenth Legislative Assembly relating to said Veteran's Welfare Commission and repealing all other Acts and parts of Acts in conflict herewith," respectfully report as follows: That House Bill No. 25 be recommended, be printed and referred to the Committee on Military Affairs.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, House Bill No. 17, by Stevens, entitled: "An Act to amend Section 2065 of the Revised Codes of Montana of 1907, providing suitable burial for deceased Soldiers, Sailors and Marines," approved March 4, 1909, and as amended by Chapter 109, of the Session Laws of the Twelfth Legislative Assembly of Montana, being an Act to amend Section 2065 of the Revised Codes of Montana, of 1907, as amended and approved March 6, 1911, providing for suitable burial of deceased Soldiers, Sailors and Marines," respectfully report as follows: That House Bill No. 17 be amended as follows: By striking out the words "an Act" first appearing in Line 2 of Section 1.

By striking out the letter "b" in line 6 of Section 1.

Insert in line 10 after the word County the words "Preferably an Honorably discharged soldier, sailor or marine."

In line 12 in lieu of the words "or marine," insert "marine or nurse."

In Section 30 of Act, second line, substitute for "May 31st, 1921" the words "its passage and approval."

And that as amended it do pass.

O'HARA, Chairman.

On motion House recessed until 3:00 o'clock P. M.

House resumed.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following bills were introduced and read first and second times:

House Joint Memorial No. 2 introduced by Hanson and Rickard:

"Memorial to Congress of the United States to enact such Legislation as may be necessary to impose an import duty on flax for the protection of the Flax Growing Industry of the United States." Referred to Committee on Agriculture.

House Bill No. 22, introduced by Cavanaugh. A Bill for an Act entitled: "An Act to provide for the Submission to the Qualified Electors, of the State of Montana of an Amendment to Article XVI of the Constitution of the State of Montana by adding thereto a Section to be known as Section 7, authorizing the Legislative Assembly by a General or Special Law to consolidate City and County Government under one Municipal Government, to define the form of Government of the Consolidated City and County, and the Functions, Authority and Terms of Office of its Officers." Referred to Committee on Constitutional Amendments.

House Bill No. 28, introduced by Ray. A Bill for an Act entitled: "An Act to amend Section two of Chapter 132, of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana entitled: 'An Act to amend Section Two of Chapter 25 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana, entitled: 'An Act to Secure for Threshermen a Lien upon Grain and Other Crops Threshed by Them for Their Compensation, and to Provide for the Filing and Foreclosing of said Liens.'" Referred to Committee on Agriculture.

House Bill No. 29, introduced by Scharnikow. A Bill for an Act entitled: "An Act prohibiting any person, persons, corporation or association of individuals from erecting, placing, or maintaining any advertising sign or other sign, except usual danger signs erected by Railroad Companies, within a distance of 500 feet on either side from any railroad crossing outside of the limits of Incorporated Cities or Towns, and providing a Penalty for the violation of the Provisions of this Act." Referred to Committee on Judiciary.

Senate Bill No. 2, by Booth. "An Act amending Sections 3, 4, 15, 16 and 17 of the Revised Codes of Montana of 1907 and repealing Sections 8059, 8095, 6213, 6214, 8061, 11, 6219, 6220, 8068, 6221, 8069, 6222, 8070, 6224, 8071, 6234, 8090,

8072, 8073, 117, 6230, 6231, and 8076, of the Revised Codes of Montana, of 1907." Referred to Judiciary Committee.

Senate Bill No. 3 by Booth. "An Act amending Section 50 of the Revised Codes of Montana of 1907, relating to number and designation of the Legislative Assembly." Referred to Judiciary Committee.

Senate Bill No. 4 by Booth. "An Act amending Section 41 of the Revised Codes of Montana of 1907, relating to Senatorial Districts." Referred to Judiciary Committee.

Senate Bill No. 8, by Booth. "An act amending Section 312, of the Revised Codes of Montana of 1907, relating to the distribution of the reports of the Supreme Court." Referred to Judiciary Committee.

Senate Bill No. 9, by Booth, "An Act amending Section 325 of the Revised Codes of Montana of 1907, relating to the official bonds of Notaries Public and repealing Section 324 of the Revised Codes of Montana of 1907." Referred to Judiciary Committee.

Senate Bill No. 10, by Booth, "An Act amending Section 419 of the Revised Codes of Montana of 1907, relating to resignation of Public Officers." Referred to Judiciary Committee.

Senate Bill No. 12 by Booth. "An Act amending Section 666 of the Revised Codes of Montana of 1907, relating to the University of Montana." Referred to Judiciary Committee.

Senate Bill No. 13, by Booth. "An Act amending Section 790 of the Revised Codes of Montana of 1907, relating to the payment for Securities purchased with State Normal School Fund." Referred to Judiciary Committee.

Senate Bill No. 19, by Booth. A Bill for an Act entitled: "An Act amending Section 1909 of the Revised Codes of Montana of 1907, relating to the creation of the State Bounty Fund." Referred to Judiciary Committee.

Senate Bill No. 11, by Booth. "An Act amending Section 443 of the Revised Codes of Montana of 1907, relating to the Reports of Public Officers." Referred to Judiciary Committee.

Senate Bill No. 20, by Booth. "An Act defining the standard ton and standard bushel of various commodities and providing penalties for demanding, exacting, or taking more than the prescribed number of pounds per bushel or ton fixed by the provisions of this Act." Referred to Judiciary Committee.

Senate Bill No. 21, by Booth. "An Act amending Section 2024 of the Revised Codes of Montana of 1907, relating to the measurement of hay in the stack." Referred to Judiciary Committee.

Senate Bill No. 23, by Booth. "An Act amending Section 2119 of the Revised Codes of Montana of 1907, and repealing Sections 2121, 2122, 2123, 2124, 2126, 2134, 2135, 2136 and 2137 of the Revised Codes of Montana of 1907, relating to auctions and auctioneers." Referred to Judiciary Committee.

Senate Bill No. 24, by Booth. "An Act amending Section 2081 of the Revised Codes of Montana of 1907, relating to the establishment of Fire Districts in unincorporated towns and villages." Referred to Judiciary Committee.

The Speaker announced the signing of substitute of S. B. No. 95 and H. B. No. 14.

On motion, the House reverted to Order of Business No. 2.

NOTICES OF BILLS.

Authors gave notice that they will on tomorrow or some subsequent date, introduce the following bills:

By Rickard: A Bill for an Act entitled, "An Act to regulate sales of horses, cattle and carcasses and providing that a bill of sale setting forth all brands upon horses and cattle sold and upon the skins of carcasses sold must be given by the seller demanded by the buyer, and providing a penalty for violation of the Act."

By Ray: A Bill for an Act entitled, "An Act providing that mortgages of personal property, or their representatives or successors in interest shall execute and file a satisfaction of mortgage, and providing a penalty for failure to execute and file such satisfaction."

By Ray: A Bill for an Act entitled, "An Act to regulate apiculture and to provide for the suppression of contagious and infectious diseases among bees in

the State of Montana, by creating the office of inspection of Apiaries, to define the duties thereof, and to appropriate money therefor."

By Scharnikow: A Bill for an Act entitled, "An Act relating to arbitration and providing for the validity and enforcement of arbitration agreements and methods of procedure thereunder."

On motion of Skulason, duly seconded and carried, the House adjourned until 11:00 o'clock A. M. Friday, January 14th.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN, Chief Clerk.

TWELFTH DAY

Helena, Montana, January 14, 1921.

House met at 11:00 A. M. pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called and all found present except Berglin, Conser and Rodgers.

Haskell, Warren and Dowlin of Yellowstone excused.

Quorum present.

Johnson of Silver Bow, from the Committee on the Journal, reported the Journal for the eleventh Legislative day as read and found correct.

On motion, report adopted.

COMMUNICATIONS AND PETITIONS.

MESSAGES FROM THE SENATE.

On motion by Johnson, of Deer Lodge, duly seconded and carried, the Communications from the Senate were considered read at length.

Helena, Montana, January 13, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were read third time, title agreed to and are herewith transmitted to the House for its concurrence:

S. B. No. 1, by Booth, "An Act amending Section 10 of the Revised Codes of Montana of 1907, relating to legal holidays and repealing Sections 3217, 6218, 8065, and 8066 of the Revised Codes of Montana of 1907, and all Acts and parts of Acts in conflict herewith."

S. B. No. 7, by Booth, "An Act amending Section 155 of the Revised Codes of Montana of 1907, relating to the distribution of Senate and House Journal and the Session Laws."

S. B. No. 14, introduced by Booth, "An Act amending Section 1639 of the Revised Codes of Montana of 1907, relating to the appointment and compensation of Boiler Inspectors."

S. B. No. 15, by Booth, "An Act amending Section 1711 of the Revised Codes of Montana of 1907, as amended by Chapter 71 of the Acts of the 11th Legislative Assembly of Montana of 1909, relating to the appointment, term of office, and compensation of inspectors of mines."

S. B. No. 25, by Booth, "An Act amending Section 2075 of the Revised Codes of Montana of 1907, relating to penalty for failure to comply with orders of the Fire Warden."

S. B. No. 26, by Booth, "An Act amending Section 2529 of the Revised Codes of Montana of 1907, relating to the assessment of railroads, telegraph, telephone and electric light lines."

S. B. No. 27, by Booth, "An Act amending Section 2577 of the Revised Codes of Montana of 1907, relating to the duties of County Assessors to present certain information to County Boards of Equalization."

S. B. No. 28, by Booth, "An Act amending Section 2780 of the Revised Codes of Montana of 1907, relating to the penalty for doing business in the State of Montana without a license."

S. B. No. 29, by Booth, "An Act amending Section 2770 of the Revised Codes

of Montana of 1907, relating to licenses of manufacturers of non-intoxicating malt liquors, pop, soda waters and other light drinks."

S. B. No. 30, by Booth. "An Act amending Section 2756 of the Revised Codes of Montana of 1907, relating to the apportionment of licensed money."

S. B. No. 31, by Booth. "An Act amending Section 2855, of the Revised Codes of Montana of 1907."

S. B. No. 33, by Booth. "An Act relating to fees of Justices of the Peace and repealing Section 2175 and 3176 of the Revised Codes of Montana of 1907, and all Acts and parts of Acts in conflict herewith."

S. B. No. 32, by Booth. "An Act amending Section 2883 of the Revised Codes of Montana of 1907."

S. B. No. 34, by Booth. "An Act amending Section 3290 of the Revised Codes of Montana of 1907, relating to the granting of Special Privileges by City and Town Councils."

S. B. No. 37, by Booth. "An Act amending Section 4043 of the Revised Codes of Montana of 1907, relating to approval of Articles of Incorporation by State Insurance Commissioner."

S. B. No. 38, by Booth. "An Act relating to the management of corporations providing for the Amendment of their articles of incorporation, designating the particulars in which such articles of incorporation may be amended, and the method by which such amendment may be effected; providing a method whereby a corporation may create or increase a bonded indebtedness and repealing Sections 3812, 3813, 3814, 3826, 3827, 3828, 3849, 3894, and 3907 of the Revised Codes of 1907, and all amendments thereto, and Chapter 100 of the Laws of the 14th Legislative Assembly of 1915, and all Acts in conflict herewith."

S. B. No. 39, by Booth. "An Act amending Section 4083 of the Revised Codes of Montana of 1907, relating to applications for Insurance and the liability of members of Mutual Hail Insurance and Mutual Fire, Lightning and other Casualty Insurance Companies."

S. B. No. 40, by Booth. "An Act amending Section 4683 of the Revised Codes of Montana of 1907, relating to the constructive notice of recorded conveyances."

S. B. No. 42, by Booth. "An Act amending Section 5805 of the Revised Codes of Montana of 1907, relating to liens for services."

S. B. No. 43, by Booth. "An Act amending Section 6254 of the Revised Codes of Montana of 1907, relating to the concurrence of Justices of the Supreme Court of writs and transaction of business."

S. B. No. 44, by Booth. "An Act amending Section 6285 of the Revised Codes of Montana of 1907, relating to bonds and oaths of office of Justices of the Peace."

S. B. No. 45, by Booth. "An Act amending Section 6656 and 6657 of the Revised Codes of Montana of 1907, relating to attachments."

S. B. No. 46, by Booth. "An Act amending Section 6806 of the Revised Codes of Montana of 1907, relating to the contents of the judgment roll."

S. B. No. 47, by Booth. "An Act amending Section 6673 of the Revised Codes of Montana of 1907, relating to third party claims of attached property."

S. B. No. 48, by Booth. "An Act amending Section 6988 of the Revised Codes of Montana of 1907, relating to the change of the place of trial of Civil Actions in Justices' Courts."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 14, 1921

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills, submitted the following report:

Mr. President: We, your Committee on Engrossed Bills to whom was referred Senate Bills Nos. 7, 1, 14, 15, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 37, 38, 39, 42, 43, 44, 45, 46, 47, 48 and 49, beg leave to report same back correctly engrossed.

T. P. STEWART.

Report adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 13, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Burlingame, seconded and carried, Senate Bill No. 41 was recalled from Engrossing Committee and re-referred to the Judiciary Committee.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 13, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully report as follows:

Mr. President: We, your Committee of the Whole, to whom was referred Business on General File, beg to report having had under consideration:

- S. B. No. 35 and recommend that it do pass.
- S. B. No. 36 and recommend that it do pass.
- S. B. No. 49 and recommend that it do pass.
- S. B. No. 50 and recommend that it do pass.
- S. B. No. 51 and recommend that it do pass.
- S. B. No. 52 and recommend that it do pass.
- S. B. No. 53 and recommend that it do pass.
- S. B. No. 54 and recommend that it do pass.
- S. B. No. 61 and recommend that it do pass.
- S. B. No. 62 and recommend that it do pass.
- S. B. No. 63 and recommend that it do pass.
- S. B. No. 64 and recommend that it do pass.
- S. B. No. 65 and recommend that it do pass.
- S. B. No. 66 and recommend that it do pass.
- S. B. No. 68 and recommend that it do pass.
- S. B. No. 69 and recommend that it do pass.
- S. B. No. 70 and recommend that it do pass.
- S. B. No. 71 and recommend that it do pass.
- S. B. No. 72 and recommend that it do pass.

LARSON, Chairman.

The above report was adopted.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 13, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following notices of introduction of Bills were received and read:

By McKay, "An Act establishing State Bureau of Printing and Engraving, establishing the office of State Printer and providing for the Government of such Bureau of Printing."

By Foster, "An Act relating to Banks, providing for the security of deposits thereof, including certain deposits of public funds, creating a Depositor's guaranty fund, providing for the administration thereof, prescribing the powers and duties of certain officers with reference thereto, providing penalties for violation thereof."

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 13, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Siegfriedt, duly seconded and carried, the President was authorized to appoint a committee of five to work with the members of the House in the investigation of the State Highway Commission.

The President appointed Senators Siegfriedt, Dearborn, T. P. Stewart, Page and Pauline to act on said Committee.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 13, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second time and referred to the Committees, as designated:

Senate Bill No. 114, by McKay: "An Act defining the crime of criminal syndicalism and prescribing punishment therefor." Referred to Committee on Counties and Towns.

Senate Bill No. 115, by Kirton: "An Act defining the boundaries of the several Counties in the State of Montana; enumerating the County Seats thereof, and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Counties and Towns.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 13, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate adjourned at 3 o'clock P. M., to meet January 14, 1921, at 11:00 o'clock A. M.

Motion duly seconded and carried.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 13, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Booth, duly seconded and carried, substitute for Senate Bill No. 22, was segregated from the report of the Judiciary Committee and referred to the Printing Committee.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 13, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Agriculture made the following report:

"Mr. President: We, your Committee on Agriculture, to whom was referred Senate Bill No. 110, introduced by Harmon, being a Bill for an Act entitled: 'An Act to authorize stockholders and members of corporations to vote by delegates and providing for the mode of their voting, beg to report having had same under consideration and recommend that same be printed and re-referred to the Committee on Agriculture.

Also, having had under consideration Senate Bill No. 113, introduced by Harmon, being a Bill for an Act entitled: "An Act to provide for the formation of co-operative Agricultural or Horticultural Associations, instituted for the purpose of mutual help, and not having capital stock or conducted for profit, and for other purposes," recommend that same be printed and re-referred to Committee on Agriculture,

LEUTHOLD, Chairman."

Report adopted:

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 13, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the report of the Committee on Judiciary, copy of which is hereto attached and made a part of this communication. These reports on motion duly made, seconded and carried were adopted.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

January 13, 1921.

Mr. President:

We, your committee on Judiciary, to whom was referred Senate Bill No. 111, introduced by Burlingame, being a Bill for an Act entitled: "An Act to provide for the designation and appointment from time to time of District Judges throughout the State of Montana to act in the capacity of Commissioners of the Supreme Court to relieve the Court from the overburdened condition of its calendar, and to provide required additional clerical assistance, and prescribing duties of District Judges", having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 4, and that as so amended the bill do pass:

Also, your committee to whom was referred Senate Bill No. 105, introduced by Slattery, being a Bill for an Act entitled, "An Act amending Section 5766 of the Revised Codes of Montana of 1907, relating to Mortgages, Deeds of Trust, or Assignments for the Benefit of Creditors by Corporations", having had same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass:

Also, your committee to whom was referred Senate Bill No. 55, introduced by Booth, being a Bill for an Act entitled, "An Act to amend Sections 7778 and 7779 of the Revised Codes of Montana of 1907, relating to Mortgages and Leases of the Real Property of Wards", having had the same under consideration, beg leave to report and recommend that said bill do pass;

Also, your committee to whom was referred Senate Bill No. 57, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 8475 of the Revised Codes of Montana of 1907, relating to Penalty for Trespassing Livestock", having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 2 and that as so amended the bill do pass:

Also, your committee to whom was referred Senate Bill No. 58, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 8683 of the Revised Codes of Montana of 1907, relating to Obtaining Money by False Pretenses", having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3 and that as so amended the bill do pass:

Also, your committee to whom was referred Senate Bill No. 59, introduced by Booth, being a Bill for an Act entitled: "An Act amending Section 9780 of the Revised Codes of Montana of 1907, relating to the Objects and Purposes of the Montana State Industrial School and repealing Section 9781 of the said Code", having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass.

Also, your committee to whom was referred Senate Bill No. 60, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 9791 of the Revised Codes of Montana of 1907, relating to the President of the Montana State Industrial School", having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3 and that as so amended the bill do pass.

BURLINGAME, Chairman.

January 13, 1921.

Mr. President:

We, your committee on Judiciary, to whom was referred Senate Bill No. 68, introduced by Booth, being a Bill for an Act entitled, "An Act to amend Subdivision 4 of Section 1700 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, relating to Maintenance of Manual and Industrial Schools", having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass:

Also, your committee to whom was referred Senate Bill No. 69, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 11003 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana of 1913, relating to Juvenile Disorderly Persons", having had the same

under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass.

Also, your committee to whom was referred Senate Bill No. 70, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 513 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, and repealing Section 2204 of said Chapter", having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3, and that as so amended, the bill do pass;

Also, your committee to whom was referred Senate Bill No. 72, introduced by Booth, being a Bill for an Act entitled, "An Act to amend Chapter 85 of the Laws of the Thirteenth Legislative Assembly of the State of Montana of 1913, by adding thereto a new Section to be known as Section 9A, and relating to the Attachment and Levy of Execution upon Personal Property covered by the Lien of Conditional Sales Notes or Contracts," having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass;

Also, your committee to whom was referred Senate Bill No. 71, introduced by Booth, being a Bill for an Act entitled, "An Act amending the Sixteenth Subdivision of Section 1 of Chapter 79 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917", having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 2, and that as so amended the bill do pass;

Also, your committee to whom was referred Senate Bill No. 36, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 4022 of the Revised Codes of Montana of 1907, relating to Licenses of Insurance Companies", having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass.

Also, your committee to whom was referred Senate Bill No. 35, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 3897 of the Revised Codes of Montana of 1907, relating to the Procedure for Selling, Leasing, Mortgaging, Exchanging or Disposing of the Property of Corporations, and repealing Sections 3901, 4409, 4410, 4411, and 4412 of the Revised Codes of the Montana of 1907, and all Acts and parts of Acts in conflict herewith", having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass;

Also, your committee to whom was referred Senate Bill No. 66, introduced by Booth, being a Bill for an Act entitled, "An Act amending Sections 2, 14, 23, and 24, of Chapter 120 of the Laws of the Twelfth Legislative Assembly of Montana of 1911, relating to the State Coal Mine Inspector and repealing Section 25 of said Chapter and all Acts and parts of Acts in conflict herewith", having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 6, and that as so amended the bill do pass.

BURLINGAME, Chairman.

January 13, 1921.

Mr. President:

We, your Committee on Judiciary, to whom was referred Senate Bill No. 65, introduced by Booth, being a Bill for an Act entitled, "An Act amending Section 1 of Chapter 107 of the Laws of the Twelfth Legislative Assembly of the State of Montana of 1911, relating to Bonding Fire Districts in Unincorporated Cities and Towns", having had the same under consideration, beg leave to report and recommend that the title of said bill be amended by striking out in line 7, the words "Cities and Towns" and inserting in lieu thereof the words "towns and villages".

Amend Section 1 by striking out in line 14 the words "city or town" and inserting in lieu thereof the words "town or village".

Amend Section 1 by striking out in line 17 the words "cities and towns" and inserting in lieu thereof the words "towns or villages";

Amend said bill by striking out Section 3 and that as so amended the bill do pass.

BURLINGAME, Chairman.

Helena, Montana, January 13, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President signed in open session House Substitute for Senate Bill No. 95, and House Bill No. 14.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 13, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Judiciary Committee submitted the following report:

S. B. No. 111, by Burlingame, "Recommend that the bill do pass."

S. B. No. 105, by Slattery, "recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass."

S. B. No. 55, by Booth, "recommend that said bill be amended by striking out Section 4, and that as so amended the bill do pass."

S. B. No. 57, by Booth, "recommend that said bill be amended by striking out Section 2 and that as so amended the bill do pass."

S. B. No. 58, by Booth, "recommend that said bill be amended by striking out Section 3 and that as so amended the bill do pass."

S. B. No. 59, by Booth, "recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass."

S. B. No. 60, by Booth, "recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass."

BURLINGAME, Chairman.

On motion, duly made, seconded and carried, the above reports were duly adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 13, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File, respectfully report as follows:

"Mr. President: Your Committee of the Whole to whom was referred Business on General File, beg leave to report having had under consideration:

S. B. No. 57, and recommend that it be re-referred to the Judiciary Committee.

S. B. No. 58, and recommend that it do pass.

S. B. No. 59, and recommend that it do pass.

S. B. No. 60, and recommend that it do pass.

S. B. No. 55, and recommend that it do pass.

DONLAN, Chairman.

Report adopted:

Yours respectfully,
C. J. McALLISTER, Secretary of the Senate.

MESSAGES FROM THE GOVERNOR.

Helena, Montana, January 13, 1921.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures:

H. B. No. 14—An Act authorizing the investment of certain funds in State General Fund Warrants.

H. Sub. for S. B. No. 95—An Act relating to taxation and the sale of property for taxes delinquent in the year 1920.

JOS. M. DIXON, Governor.

Helena, Montana, January 14, 1921.

The Speaker, House of Representatives, Helena, Montana.

In compliance with the provisions of Chapter 184 of the Laws of the Six-

teenth Legislative Assembly, I have the honor to transmit herewith the report of the State Efficiency and Trade Commission, submitted to the Governor on October 31, 1919.

All proposed bills, questionnaires and files submitted with said report are likewise transmitted for consideration by the Assembly.

JOS. M. DIXON, Governor.

The report of the State Efficiency and Trade Commission with the proposed Bills and Questionnaires, and Files referred to in above Communication from the Governor have been placed on file in Chief Clerk's Office.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow, or some subsequent date introduce the following bills:

By Johnson of Silver Bow: A Bill for an Act entitled: "An Act repealing Chapter 155 of the Laws of the 15th Legislative Assembly relating to the method of voting at General and Primary Elections by absent voters."

By Faust: A Bill for an Act entitled: "An Act to enlarge the duties of the Public Service Commission of Montana to include the Administration of Irrigation Districts hereinafter constituted Public Corporations, defining the powers and duties of said Commission in connection therewith and providing for State Assistance in Engineering Work, the Sale of Bonds, Supervision of Construction and all matters pertaining to the Organization and Government of Irrigation Districts hereafter created in the State of Montana, and providing a single and comprehensive system for the Organization, Maintenance and Government of Irrigation Districts under the supervision of said Commission and the District Courts of the State of Montana."

By Carlson: A Bill for an Act entitled: "An Act creating the Industrial Commission of the State of Montana, providing for the appointment of the members of said Commission, fixing their salaries and prescribing their powers and duties providing for the compensation of injured or killed employees and their representatives, and creating the Workmen's Compensation Fund of the State of Montana for that purpose, prescribing the duties and liabilities of employees and employers providing for expenditures hereunder and limiting the amount thereof, and make an appropriation for carrying out the purpose of this Act."

By Johnson of Silver Bow: A Bill for an Act entitled: "An Act to amend Chapter 96 of the Session Laws of 1915, being an Act known as the Workmen's Compensation Act by amending Sections 6 q, 16 e, and 16 g and by adding Sections 16 p and 16 q."

(By request.)

By Rixon: A Bill for an Act entitled: "An Act to amend Section 6577 of the Revised Codes of 1907, of the State of Montana, relating to actions for Libel and Slander."

By Rixon (by request): A Bill for an Act entitled: "An Act providing for the filing of a Cost Bond in Actions for Libel, Slander, Abduction, or Seduction, and for the Dismissal of the Action when said Bond is not filed within prescribed time."

By Felton: A Bill for an Act entitled: "An Act to amend Division 1 of Section 4717 Revised Codes of Montana, 1907."

By Goodland: A Bill for an Act entitled: "An Act repealing Chapter 168 of the Session Laws of the Tenth Legislative Assembly of Montana, and Chapter Ninety-nine (99) of the Session Laws of the Eleventh Legislative Assembly of Montana, and Chapter Twelve (12) part three (3) title two (2) of the Revised Laws of Montana of 1907, relating to the use of voting machines at Elections."

By Silver: A Bill for an Act entitled: "An Act to amend Chapter 143 of the Acts of the Fourteenth Legislative Assembly of the State of Montana, being an Act entitled 'An Act authorizing the creation of Special Improvement Districts for lighting streets in cities and towns and to assess not less than one-fourth and not more than three-fourths of the cost thereof against the property abutting thereon and the remainder of such cost against the city or town at large' by adding one new section thereto to be known as Section 3 A".

By Hathaway: A Bill for an Act entitled: "An Act to amend Section 7

of Chapter 87 of the Session Laws of the Fifteenth Legislative Assembly relating to the method for the Assessment and Collection of a License Fee on Express Companies doing business in this State."

REPORTS OF STANDING COMMITTEES.

The Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, after having under consideration H. B. No. 13, introduced by Brooks, a Bill for an Act entitled, "An Act relating to the protection and propagation of Fish and Game, creating a State Fish and Game Commission, defining its powers, duties and compensation", beg leave to report that the same be printed and re-referred to the Fish and Game Committee for further consideration.

BROOKS, Chairman."

Report adopted:

The Committee on Judiciary reported as follows:

"Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 4, entitled: "An Act amending Section 41 of the Revised Codes of Montana of 1907, relating to Senatorial Districts", respectfully report as follows: That Senate Bill No. 4 be concurred in.

O'HARA, Chairman."

Report adopted.

"Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, Senate Bill No. 3 entitled, "An Act amending Codes of Montana of 1907, relating to number and designation of the Legislative Assembly, respectfully report as follows: That Senate Bill No. 3 be concurred in. O'Hara, Chairman."

Report adopted.

"Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 2, entitled 'An Act amending Sections 3, 4, 15, 16, and 17 of the Revised Codes of Montana of 1907 and repealing Sections 8059, 8095, 6213, 6214, 8061, 11, 6219, 6220, 8068, 6221, 8069, 6222, 8070, 6224, 8071, 6234, 8090, 8072, 8073, 117, 6230, 6231, and 8076 of the Revised Codes of Montana of 1907,' respectfully report as follows. That Senate Bill No. 2 be concurred in.

O'HARA, Chairman."

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following House Bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 30, by Skulason: A Bill for an Act entitled: "An Act amending Section 401 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to classification of school districts." Referred to Committee on Education.

H. B. No. 31, by Hathaway: A Bill for an Act entitled: "An Act to repeal Chapter 51 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana entitled, 'An Act providing for the classification of taxable property in this State for the purpose of taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereon.'" Referred to Committee on Revenue and Taxation.

H. B. No. 32, by Bergeson: A Bill for an Act entitled: "An Act to amend Chapter 79 Acts of the Fifteenth Legislative Assembly, entitled: 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method for collecting such license fee, and repealing Section 2773 of the Revised Codes of the State of Montana of 1907, as amended by the Act approved March 1, 1911,

entitled "An Act to amend Section 2773 of the Revised Codes of Montana of 1907," as amended by Chapters 69 and 208 of the Acts of the Sixteenth Legislative Assembly." Referred to Committee on Revenue and Taxation.

The following Senate Bills were introduced, read first and second times by title only, and referred to Committee as follows:

S. B. No. 1 by Booth, "An Act amending Section 10 of the Revised Codes of Montana of 1907, relating to legal holidays and repealing Sections 6217, 6218, 8065 and 8066 of the Revised Codes of Montana of 1907, and all Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

S. B. No. 7 by Booth, "An Act amending Section 155 of the Revised Codes of Montana of 1907, relating to the distribution of Senate and House Journal and the Session Laws." Referred to Judiciary Committee.

S. B. No. 14, introduced by Booth, "An Act amending Section 1639 of the Revised Codes of Montana of 1907, relating to the appointment and compensation of Boiler Inspectors." Referred to Judiciary Committee.

S. B. No. 15, by Booth, "An Act amending Section 1711 of the Revised Codes of Montana of 1907, as amended by Chapter 71 of the Acts of the 11th Legislative Assembly of Montana of 1909, relating to the appointment, term of office, and compensation of inspectors of mines." Referred to Judiciary Committee.

S. B. No. 25, by Booth, "An Act amending Section 2075 of the Revised Codes of Montana of 1907, relating to penalty for failure to comply with orders of the Fire Warden." Referred to Judiciary Committee.

S. B. No. 26, by Booth, "An Act amending Section 2529 of the Revised Codes of Montana of 1907, relating to the assessment of railroads, telegraph, telephone and electric light lines." Referred to Judiciary Committee.

S. B. No. 27, by Booth, "An Act amending Section 2577 of the Revised Codes of Montana of 1907, relating to duties of County Assessors to present certain information to County Boards of Equalization." Referred to Judiciary Committee.

S. B. No. 28, by Booth, "An Act amending Section 2780 of the Revised Codes of Montana of 1907, relating to the penalty for doing business in the State of Montana without a license." Referred to Judiciary Committee.

S. B. No. 29, by Booth, "An Act amending Section 2770 of the Revised Codes of Montana of 1907, relating to licenses of manufacturers of non-intoxicating malt liquors, pop. soda waters and other light drinks." Referred to Judiciary Committee.

S. B. No. 30, by Booth, "An Act amending Section 2756 of the Revised Codes of Montana of 1907, relating to the apportionment of licensed money." Referred to Judiciary Committee.

S. B. No. 31, by Booth, "An Act amending Section 2855 of the Revised Codes of Montana of 1907." Referred to Judiciary Committee.

S. B. No. 33, by Booth, "An Act relating to fees of Justices of the Peace and repealing Section 3175 and 3176 of the Revised Codes of Montana of 1907, and all Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

S. B. No. 32, by Booth, "An Act amending Section 2883 of the Revised Codes of Montana of 1907." Referred to Judiciary Committee.

S. B. No. 34, by Booth, "An Act amending Section 3290 of the Revised Codes of Montana of 1907, relating to the granting of Special Privileges by City and Town Councils." Referred to Judiciary Committee.

S. B. No. 37, by Booth, "An Act amending Section 4043 of the Revised Codes of Montana of 1907, relating to approval of Articles of Incorporation by State Insurance Commissioner." Referred to Judiciary Committee.

S. B. No. 38, by Booth, "An Act relating to the management of corporations providing for the Amendment of their articles of incorporation, designating the particulars in which such articles of incorporation may be amended, and the method by which such amendment may be effected: providing a method whereby a corporation may create or increase a bonded indebtedness and repealing Sections 3812, 3813, 3814, 3826, 3827, 3828, 3849, 3894, 3907 and 3913 of the Revised Codes of 1907, and all amendments thereto, and Chapter 100 of the Laws of the 14th Legislative Assembly of 1915 and all Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

S. B. No. 39, by Booth, "An Act amending Section 4083 of the Revised Codes

of Montana of 1907, relating to applications for insurance and the liability of members of Mutual Hail Insurance and Mutual Fire, Lightning and other Casualty Insurance Companies." Referred to Judiciary Committee.

S. B. No. 40, by Booth, "An Act amending Section 4683 of the Revised Codes of Montana of 1907, relating to the constructive notice of recorded conveyances." Referred to Judiciary Committee.

S. B. No. 42, by Booth, "An Act amending Section 5805 of the Revised Codes of Montana of 1907, relating to liens for services." Referred to Judiciary Committee.

S. B. No. 43, by Booth, "An Act amending Section 6254 of the Revised Codes of Montana of 1907, relating to the concurrence of Justices of the Supreme Court in the issuance of writs and transaction of business." Referred to Judiciary Committee.

S. B. No. 44, by Booth, "An Act amending Section 6285 of the Revised Codes of Montana of 1907, relating to bonds and oaths of office of Justices of the Peace." Referred to Judiciary Committee.

S. B. No. 45, by Booth, "An Act amending Section 6656 and 6657 of the Revised Codes of Montana of 1907, relating to attachments." Referred to Judiciary Committee.

S. B. No. 46, by Booth, "An Act amending Section 6806 of the Revised Codes of Montana of 1907, relating to the contents of the judgment roll." Referred to Judiciary Committee.

S. B. No. 47, by Booth, "An Act amending Section 6673 of the Revised Codes of Montana of 1907, relating to third party claims of attached property." Referred to Judiciary Committee.

S. B. No. 48, by Booth, "An Act amending Section 6988 of the Revised Codes of Montana of 1907, relating to the change of the place of trial of Civil Actions in Justices' Courts." Referred to Judiciary Committee.

On motion of Johnson of Deer Lodge, duly seconded and carried, the House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The Committee on Judiciary reported as follows:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, Senate Bill No. 9, entitled, "An Act amending Section 325 of the Revised Codes of Montana of 1907, relating to the official bonds of notaries public and repealing Section 324 of the Revised Codes of Montana of 1907," respectfully report as follows: That Senate Bill No. 9 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, Senate Bill No. 10, entitled, "An Act amending Section 419 of the Revised Codes of Montana of 1907, relating to resignation of Public Officers," respectfully report as follows: That Senate Bill No. 10 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, House Bill No. 23, entitled: "A Bill for an Act to Repeal Chapter 14 of the Session Laws of the Thirteenth Legislative Assembly of Montana entitled 'An Act to Provide for an Additional Judge for the Fourth Judicial District of the State of Montana, so that there will hereafter be three Judges in said District.' Respectfully report as follows: That House Bill No. 23 be recommended for passage.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, House Bill No. 29, entitled, "An Act prohibiting any person, persons, corporation, association or individuals from erecting, placing or maintaining any advertising sign or other sign, except usual danger signs erected by railroad companies, within a distance of 500 feet on either side of any railroad crossing outside of the limits

of incorporated cities and towns, and providing a penalty for the violation of the provisions of this Act." Respectfully report as follows: That House Bill No. 29 be recommended for passage.

Report adopted.

O'HARA, Chairman.

The Committee on Printing reported as follows:

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Bills Nos. 1, 2, 3, 14 and House Memorial No. 1, beg leave to report that the same have this late been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

On motion of Dillavou, seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

On motion of Dillavou, duly seconded and carried, the Bills were read by Section only and open to amendment.

GENERAL ORDERS.

Bergeson, in the Chair.

House resumed.

Mr. Speaker in the Chair.

The Committee of the Whole, reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration Senate Bill No. 2, by Booth, 'An Act amending Sections 3, 4, 15, 16 and 17 of the Revised Codes of Montana of 1907, and repealing Sections 8059, 8095, 6213, 6214, 8061, 11, 6219, 6220, 8068, 6221, 8069, 6222, 8070, 6224, 8071, 6234, 8090, 8072, 8073, 117, 6230, 6231, and 8076, of the Revised Codes of Montana of 1907,' beg leave to report same back to the House with the recommendation that the same be concurred in.

Also, having had under consideration S. B. No. 3, by Booth, 'An Act amending Section 50 of the Revised Codes of Montana of 1907, relating to number and designation of the Legislative Assembly,' beg leave to report same back to the House with the recommendation that the same be concurred in.

Also, having had under consideration S. B. No. 4, by Booth, 'An Act amending Section 41 of the Revised Codes of Montana of 1907, relating to Senatorial Districts,' beg leave to report back to the House with the recommendation that the same be concurred in.

Also, having had under consideration S. B. No. 9, by Booth, 'An Act amending Section 325 of the Revised Codes of Montana of 1907, relating to the official bonds of Notaries Public and repealing Section 324 of the Revised Codes of Montana of 1907,' beg leave to report back to the House with the recommendation that the same be concurred in.

Also, having had under consideration S. B. No. 10, by Booth, 'An Act amending Section 419 of the Revised Codes of Montana of 1907, relating to resignation of Public Officers,' beg leave to report back to the House with the recommendation that the same be concurred in.

On motion, report adopted.

BERGESON.

On motion of Dillavou, duly seconded and carried, the House recessed until 2:00 o'clock P. M.

AFTERNOON SESSION.

House re-assembled at 2:00 o'clock P. M.

Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES.

The Committee on Appropriations reported as follows:

Mr. Speaker:

We, your Committee on Appropriations, recommend that Representative Troy be appointed as a committee of one, to co-operate with a like committee from the Senate, and Dr. J. M. Scanland and Architect James MacCallum from the State Hospital for the Insane, for the purpose of visiting the State Owned

Buildings at Fort Assinniboine and making a report as to the wisdom of using some of the buildings to relieve the congested conditions of the Asylum at Warm Springs. BUELL, Chairman."

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred the motion that a committee be appointed to visit the State Institutions and make a report thereon, recommend that Representatives Rhoads and Rouleau be appointed as a committee of two to co-operate with one member from the Senate for this purpose, in lieu of the committee of three members from the Senate for this purpose, in lieu of a committee of three members from the House and three members from the Senate, as contained in the original motion.

Report adopted.

BUELL, Chairman.

The Committee on Enrollment reported as follows:

Mr. Speaker:

We, your Committee on Enrollment, beg leave to report that House Bill No. 14; and House Sub. Senate Bill No. 95 have been delivered to the Governor's Office.

Report adopted.

BLACK, Chairman.

The Committee on Irrigation and Water Rights, reported as follows:

Mr. Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 26, introduced by MacDonald of Flathead, entitled: "A Bill for an Act entitled: An Act to amend Section 11 of Chapter 146 of the Montana Session Laws of 1909 as amended by Section 4 of Chapter 153 of the Montana Session Laws of 1917 relating to the creation, organization, government and extension of irrigation districts, providing for a three year term of office of commissioners and for the expiration of their terms of office in successive years," recommend that Section Four (4) be stricken therefrom and that such bill with such section so stricken do pass.

Report adopted.

H. J. FAUST, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following bills were introduced, read first and second times, and referred to committees as follows:

H. B. No. 33, by Scofield. A Bill for an Act entitled: "An Act creating the Court of Industrial Relations, Defining its Powers and Duties, and Relating thereto, abolishing the Public Service Commission, Repealing All Acts and Parts of Acts in Conflict therewith, providing penalties for the violation of this Act, and making an appropriation therefor." Referred to Judiciary Committee.

THIRD READING OF SENATE BILLS.

S. B. No. 3, by Booth, having been read three several times, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green, (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total 100.

Noes: Snell. Total 1.

Absent and not voting: Berglin, Conser, Dowlin (Yellowstone), Haskell, Rodgers, Wade, Warren. Total 7.

S. B. No. 4, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Covell, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total 99.

Noes: None.

Absent and not voting: Berglin, Brown (Mineral), Conser, Dillavou, Dowlin (Yellowstone), Haskell, Rodgers, Wade, Warren. Total, 9.

S. B. No. 2, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Covell, Daily, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total 95.

Noes: None.

Absent and not voting: Berglin, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Yellowstone), Haskell, Johnson (Deer Lodge), Jones, McQuarrie, Rodgers, Wade, Warren. Total 13.

S. B. No. 9, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total 99.

Noes: None.

Absent and not voting: Berglin, Conser, Crumbaker, Dowlin (Yellowstone), Haskell, Johnson (Deer Lodge), Rodgers, Wade, Wallace. Total 9.

S. B. No. 10, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Blomquist, Black, Bohling, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Covell,

Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total 94.

Noes: None.

Absent and not voting: Berglin, Boorman, Conser, Dowlin (Yellowstone), English Haskell, Hathaway, Knudsvig, Phelps, Rodgers, Sales, Silver, Wade, Warren. Total—14.

On motion, the House reverted to Order of Business No. 4,

REPORTS OF STANDING COMMITTEES.

The Judiciary Committee reported as follows:

We, your Committee on Judiciary, having had under consideration, Senate Bill No. 1, entitled: "An Act Amending Section 10 of the Revised Codes of Montana of 1907, relating to legal holidays and repealing sections 6217, 6218, 8065, and 8066, of the Revised Codes of Montana, of 1907, and all acts and parts of acts in conflict therewith," respectfully report as follows: That Senate Bill No. 1 be amended by inserting after the word "follows" in line 3 thereof the words and figures "Section (10)" and that when so amended be concurred in.

Report adopted.

O'HARA, Chairman.

"Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 11, entitled "An Act Amending Section 443 of the Revised Codes of Montana of 1907, relating to the reports of Public Officers," respectfully report as follows: That S. B. No. 11 be concurred in.

Report adopted.

O'HARA, Chairman.

"Mr. Speaker:

We your Committee on Judiciary, having had under consideration S. B. No. 13, entitled: "An Act Amending Section 790 of the Revised Codes of Montana of 1907, relating to the payment for securities purchased with State Normal School Funds," respectfully report as follows: That S. B. No. 13 be concurred in.

Report adopted.

O'HARA, Chairman.

"Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 12, entitled: "An Act Amending Section 666 of the Revised Codes of Montana, of 1907, relating to the University of Montana," respectfully report as follows: That S. B. No. 12 be concurred in.

Report adopted.

O'HARA, Chairman.

"Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 14, entitled: "An Act Amending Section 1639 of the Revised Codes of Montana of 1907, relating to the appointment and compensation of Boiler Inspectors," respectfully report as follows: That S. B. No. 14 be recommended for concurrence.

Report adopted.

O'HARA, Chairman.

"Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 15, entitled: "An Act Amending Section 1711 of the Revised Codes of Montana of 1907 as amended by Chapter 7 of the Acts of the 11th Legislative Assembly of Montana of 1909, relating to the appointment, term of office, and compensation of inspectors of mines," respectfully report as follows: That S. B. No. 15 be recommended for concurrence.

Report adopted.

O'HARA, Chairman.

"Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 19, entitled: "An Act Amending Section 1909, relating to the creation of

the State Bounty Fund," respectfully report as follows: That S. B. No. 1909 be concurred in.

Report adopted.

O'HARA, Chairman.

"Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 20, entitled: "An Act Defining the Standard Ton and Standard Bushel of various commodities and providing penalties for demanding, exacting or taking more than the prescribed number of pounds per bushel or ton fixed by the provisions of this Act," respectfully report as follows: That S. B. No. 20 be concurred in.

Report adopted.

O'HARA, Chairman.

"Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 21, entitled: "An Act Amending Section 2024 of the Revised Codes of Montana of 1907, relating to the measurement of Hay in the Stack," respectfully report as follows: That S. B. No. 21 be concurred in.

Report adopted.

O'HARA, Chairman.

On motion, the House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

The following resolution was read, and referred to the Committee on State Lands:

House Joint Resolution No. 1 by Geis: "A Resolution memorializing Congress for the passage of Legislation authorizing the State of Montana to lease state lands for such periods and on such terms and conditions as provided by the Legislative Assembly of the State of Montana."

On motion of MacDonald of Flathead, duly seconded and carried, H. B. No. 26 was reported as correctly printed and placed on General Orders.

Upon motion of Dillavou, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders, with rules governing the House that Senate Bills be read by Sections only and House Bills read at length and open to amendment.

GENERAL ORDERS.

Faust in the chair.

House resumed.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration S. B. No. 1, 11, 12, 13, 14, 15, 19, 20, 21, House Joint Resolution No. 1, and H. B. No. 26, report the same back to the House with the following recommendations:

S. B. No. 1 be concurred in as recommended.

S. B. No. 11 be concurred in.

S. B. No. 12 be concurred in.

S. B. No. 13 be concurred in.

S. B. No. 14 be concurred in.

S. B. No. 15 be concurred in as amended.

S. B. No. 19 be concurred in.

S. B. No. 20 be concurred in.

S. B. No. 21 be referred to the Agricultural Committee.

House Joint Resolution No. 1 do pass.

H. B. No. 26 do pass as amended.

FAUST, Chairman.

On motion, report adopted.

The Speaker, referred S. B. No. 21 to the Committee on Agriculture.

Upon motion, the House adjourned until 10 o'clock A. M., Saturday, January 15, 1921.

Attest: R. H. WIEDMAN, Chief Clerk.

FRED L. GIBSON, Speaker.

THIRTEENTH DAY

Helena, Montana, January 15, 1921.

House met at 10:00 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called and all present except Allen, Austin, Berglin, Brasier, Cavanaugh, English, Gillette, Johnson (Silver Bow), Silver, Snell, and Roberts.

Haskell and Warren excused.

Quorum present.

The Committee on the House Journal, reported as follows:

Mr. Speaker:

We, your Journal Committee, having examined the Journal for the twelfth Legislative day, and found same to be correct.

JOHNSON, Chairman.

On motion, report adopted.

COMMUNICATIONS AND PETITIONS.

The following communication was received and read:

Butte, Montana, January 13, 1921.

To the Members of the House, 17th Legislative Assembly, Helena, Montana.

Ladies and Gentlemen:

The Butte Woman's Council is an organization composed of delegates from various Women's Clubs, religious, benevolent, parent-teacher, political organizations in this county; the Council represents a membership of eight thousand women and is active in all matter relating to the High Cost of Living. At the meeting of the Butte Woman's Council yesterday, we discussed the action of Senator Slattery in introducing a Bill to annul the Montana Trade Commission and its power to control profiteering in the State of Montana.

The Woman's Council is advised through the Trade Commission's Reports the Supreme Court of the United States has under consideration the right of the Trade Commission to control this profiteering, and that the Supreme Court will hand down its decision early in March, therefore the eight thousand women represented in the Woman's Council urge you to indefinitely postpone action on said Bill introduced by Senator Slattery.

The law creating the Montana Trade Commission was passed in the preceding Legislative Assembly and was approved by the merchants throughout the state until the Commission began to do effective work, then the Constitutionality of the said law was challenged and the case carried to the Supreme Court of the United States, where it is now pending. A special Committee from the Woman's Council has made diligent inquiry of large employers of labor, the farmers, also of the working men and the housewives and find that none of these desire an annulment of this law at this session of the legislature. The newspapers, the consumers and the producers throughout Montana approved of the splendid service rendered by the Committee appointed by the last legislative session to investigate the High Cost of Living, and the members of the present Legislature know that the Montana Trade Commission received general approval. The Slattery Bill is backed by the merchants and profiteers of Montana.

With these facts in mind, the Woman's Council appeals to you as members of the Legislature, sent thereto to protect the producers and the consumers of Montana, to vote against any measure or measures tending to nullify the laws restricting profiteering. This was the first Bill passed in Montana, to protect the consumers and producers against profiteering and it passed almost unanimously. The law should be protected by you.

Yours very truly,

BUTTE WOMAN'S COUNCIL.

By Special Committee.

ESTHER CARMAN, EMMA NAUGHTON.

Address: 2401 Grand Ave.,
Butte, Montana.

The following communications were received from the Senate and on motion of Gullidge, duly seconded and carried, were considered as read at length.

Helena, Montana, January 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time, title agreed to, and passed, and are herewith transmitted to the House for its conference:

Senate Bill No. 36, by Booth, "A Bill for an Act entitled 'An Act Amending Section 4022 of the Revised Codes of Montana of 1907, relating to licenses of Insurance Companies.'"

Senate Bill No. 49, by Booth, "A Bill for an Act entitled 'An Act Amending Section 7060 of the Revised Codes of Montana of 1907, relating to the time of issuance of execution from the Justices' Courts.'"

Senate Bill No. 52, by Booth, "A Bill for an Act entitled 'An Act Amending Section 7705 of the Revised Codes of Montana of 1907, relating to the form and issuance of citations.'"

Senate Bill No. 51, by Booth, "A Bill for an Act entitled 'An Act to Amend Section 7600 of the Revised Codes of Montana of 1907, as amended by Chapter 187 of the Laws of the Sixteenth Legislative Assembly of Montana of 1919.'"

Senate Bill No. 50, by Booth, "A Bill for an Act entitled 'An Act to Amend Section 7361 of the Revised Codes of Montana of 1907, relating to changes of names or corporations.'"

Senate Bill No. 53, by Booth, "A Bill for an Act entitled, 'An Act amending Section 8645 of the Revised Codes of Montana of 1907, defining Grand Larceny.'"

Senate Bill No. 54, by Booth, "A Bill for an Act entitled 'An Act Amending Section 7722 of the Revised Codes of Montana of 1907, relating to the powers of clerks of District Courts to enter orders in probate and guardianship matters.'"

Senate Bill No. 61, by Booth, "A Bill for an Act entitled: 'An Act Amending section 9794 of the Revised Codes of Montana of 1907, relating to the duties of the managing officer of the Montana State Industrial School.'"

Senate Bill No. 62, by Booth, "A Bill for an Act entitled, 'An Act Amending section 9805 of the Revised Codes of Montana of 1907, relating to the commitment of children to the Montana State Industrial School.'"

Senate Bill No. 64, by Booth, "A Bill for an Act entitled, 'An Act Amending Section 1 of chapter 95 of the Laws of the Eleventh Legislative Assembly of the State of Montana, 1909, relating to medical aid for railroad employes.'"

Senate Bill No. 65, by Booth, "A Bill for An Act entitled 'An Act Amending section 1 of chapter 107 of the Laws of the Twelfth Legislative Assembly of the State of Montana of 1911, relating to bonding, fire districts, un-incorporated towns and villages.'"

Senate Bill No. 63, by Booth, "A Bill for an Act entitled 'An Act Amending Section 3 of chapter 54 of the Laws of the Eleventh Legislative Assembly of the State of Montana of 1909, relating to the sampling of ores.'"

Senate Bill No. 68, by Booth, "A Bill for an Act entitled, 'An Act to amend subdivision four of section 1700 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, relating to the Maintenance of Manual and Industrial Schools.'"

Senate Bill No. 66, by Booth, "A Bill for an Act entitled 'An Act Amending Sections 2, 14, 23, and 24 of Chapter 120 of the Laws of the Twelfth Legislative Assembly of Montana of 1911, relating to the State Coal Mine Inspector and repealing section 25 of said chapter and all Acts and parts of Acts in conflict herewith.'"

Senate Bill No. 70, by Booth, "A Bill for an Act entitled 'An Act Amending section 513 of chapter 76 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, and repealing section 2204 of said chapter.'"

Senate Bill No. 55, by Booth, "A Bill for an Act entitled, 'An Act to Amend sections 7778 and 7779 of the Revised Codes of Montana of 1907, relating to mortgages and leases of the real property of wards.'"

Senate Bill No 69, by Booth, "A Bill for an Act entitled, 'An Act Amending section 1106 of Chapter 76 of the Laws of the Thirteenth Legislative As-

sembly of the State of Montana of 1913, relating to juvenile disorderly persons'."

Senate Bill No. 59, by Booth, "A Bill for an Act entitled, "An Act Amending section 9780 of the Revised Codes of Montana of 1907, relating to the objects and purposes of the Montana State Industrial School and repealing Section 9781 of the said Code."

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

NOTICES.

Authors give notice, that they will on tomorrow, or some subsequent date introduce the following bills:

By Dillaven: A Bill for an Act entitled: "An Act to provide for a License Tax on Gasoline, distillate liberty fuel, and other volatile and inflammable liquids provided or compounded for the purpose of operating or propelling motor vehicles; to provide for collection thereof; to provide for returns to be made by dealers therein; to provide for registering all dealers engaged in the distribution of and sale of gasoline, distillate and other inflammable liquid fuels; to fix a penalty for the violation of the provisions of this act, to define certain words, terms, and phrases used therein; and to repeal all acts and parts of acts in conflict herewith."

By Rixon: A Bill for an Act entitled: "An Act to Amend Section 5756 of the Revised Codes of 1907 of the State of Montana, relating to the filing and recording of all mortgages, deeds of trust or assignments for the benefit of creditors for both real and personal property."

By Rixon: A Bill for an Act entitled: "An Act to make a judgment of any court of the State of Montana a specific lien upon real property owned by or standing upon the records of any county in the State of Montana, in the name of any judgment Debtor, and prescribing the procedure therefor."

By Felton: A Bill for an Act entitled: "An Act providing for the Creation and Establishment of a State Board of Engineering Examiners, Granting Certain Powers to, Prescribing the Duties of said Board; Providing for the Examination and Registration of Land Surveyors, and Professional Engineers, Regulating the Practice of Engineering in the State of Montana and providing penalties for the Violation of this Act."

REPORTS OF STANDING COMMITTEES.

The Committee on Printing, reported as follows:

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Bills Nos. 17, 25 beg leave to report that the same have this day been returned from the printer correctly printed."

BLOMQUIST, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following Senate Bills were received, read first and second times by title only, and referred to Committees as follows:

Senate Bill No. 36, by Booth: A Bill for an Act entitled 'An Act Amending Section 4022 of the Revised Codes of Montana of 1907, relating to licenses of Insurance Companies.' Referred to Judiciary Committee.

Senate Bill No. 49, by Booth: A Bill for an Act entitled, 'An Act Amending section 7060 of the Revised Codes of Montana of 1907, relating to the time of issuance of execution from Justices' Courts.' Referred to Judiciary Committee.

Senate Bill No. 50, by Booth: A Bill for an Act entitled: "An Act to amend Section 7361 of the Revised Codes of Montana of 1907, relating to changes of names of corporations." Referred to Judiciary Committee.

Senate Bill No. 51, by Booth: A Bill for an Act entitled, "An Act to amend section 7600 of the Revised Codes of Montana of 1907, as amended by Chapter 187 of the Laws of the 13th Legislative Assembly of Montana of 1919," Referred to Judiciary Committee.

Senate Bill No. 52, by Booth: A Bill for an Act entitled: "A Act Amending Section 7705 of the Revised Codes of Montana of 1907, relating to the form and issuance of citations." Referred to Judiciary Committee.

Senate Bill No. 53, by Booth: A Bill for an Act entitled: "An Act amending section 8645 of the Revised Codes of Montana of 1907, defining Grand Larceny." Referred to Judiciary Committee.

Senate Bill No. 54, by Booth: A Bill for an Act entitled: "An Act amending section 7722 of the Revised Codes of Montana of 1907 relating to the powers of clerks of District courts to enter orders in probate and guardianship matters." Referred to Judiciary Committee.

Senate Bill No. 55, by Booth: A Bill for an Act entitled, "An Act to amend sections 7778 and 7779 of the Revised Codes of Montana of 1907, relating to mortgages and leases of the real property of wards." Referred to Judiciary Committee.

Senate Bill No. 59, by Booth: A Bill for an Act entitled: "An Act amending Section 9780 of the Revised Codes of Montana of 1907, relating to the objects and purposes of the Montana State Industrial School and repealing section 9781 of the said Code." Referred to Judiciary Committee.

Senate Bill No. 61, by Booth: A Bill for an Act entitled: "An Act amending section 9794 of the revised Codes of Montana of 1907, relating to the duties of the managing officer of the Montana State Industrial School." Referred to Judiciary Committee.

Senate Bill No. 62, by Booth: A Bill for an Act entitled, "An Act amending section 9805 of the Revised Codes of Montana of 1907, relating to the commitment of children to the Montana State Industrial School." Referred to Judiciary Committee.

Senate Bill No. 63, by Booth: A Bill for an Act entitled: "An Act amending section 3 of Chapter 54 of the Laws of the 11th Legislative Assembly of the State of Montana of 1909, relating to the sampling of ores." Referred to Judiciary Committee.

Senate Bill No. 65, by Booth: A Bill for an Act entitled: "An Act amending Section 1 of Chapter 107 of the Laws of the 12th Legislative Assembly of the State of Montana of 1911, relating to bonding, fire districts un-incorporated towns and villages." Referred to Judiciary Committee.

Senate Bill No. 64, by Booth: A Bill for an Act entitled, "An Act amending Section 1 of Chapter 95 of the Laws of the 11th Legislative Assembly of the State of Montana of 1909, relating to medical aid for railroad employees." Referred to Judiciary Committee.

Senate Bill No. 65, by Booth: A Bill for an Act entitled, "An Act amending sections 2, 14, 25, and 24 of Chapter 120 of the Laws of the 12th Legislative Assembly of Montana of 1911, relating to the State Coal Mine Inspector and repealing Section 25 of said Chapter and all Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

Senate Bill No. 68, by Booth: A Bill for an Act entitled, "An Act to amend subdivision four of section 1700 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, relating to maintenance of manual and Industrial Schools." Referred to Judiciary Committee.

Senate Bill No. 69, by Booth: A Bill for an Act entitled, "An Act amending section 1106 of Chapter 76 of the Laws of the 13th Legislative Assembly of the State of Montana of 1913, relating to Juvenile Disorderly Persons." Referred to Judiciary Committee.

Senate Bill No. 70, by Booth: A Bill for an Act entitled, "An Act amending section 513 of Chapter 76 of the Laws of the 13th Legislative Assembly of Montana of 1913, and repealing section 2204 of said chapter." Referred to Judiciary Committee.

The following House Bills were introduced, read first and second times, and referred to Committees as follows:

House Bill No. 34, by Rixon (by request): A Bill for an Act entitled: "An Act to amend Section 6577 of the Revised Codes of 1907, of the State of Montana, relating to actions for libel and slander." Referred to Judiciary Committee.

House Bill No. 35, by Felton: A Bill for an Act entitled: "An Act to amend

Section 4717 of the Revised Codes of the State of Montana of 1907, relating to the selection of a Homestead." Referred to Judiciary Committee.

House Bill No. 36, by Rixon (by request): A Bill for an Act entitled, "An Act providing for the filing of a cost bond in actions for libel, slander, abduction or seduction, and for the dismissal of the action when said bond is not filed within prescribed time." Referred to Judiciary Committee.

House Bill No. 37, by Scharnikow: A Bill for an Act entitled "An Act relating to Arbitration and providing for the validity and enforcement of arbitration agreement; and method of procedure thereunder." Referred to Judiciary Committee.

THIRD READING OF SENATE BILLS.

S. B. No. 1 having been read three several times and title and history agreed to was concurred in as amended by the following vote:

Ayes: Anderson, Arnold, Beley, Bell, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis & Clark) Brown (Mineral), Cady, Carlson, Charters, Chatfield, Conser, Cooney, Crumbaker, Daily, Dillavou, Dodds, Dowlin, (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone) Sickler, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total, 86.

Noes: None.

Absent and not voting: Allen, Austin, Bergeson, Berglin, Brasier, Buell, Cavanaugh, Covell, Dunn, English, Haskell, Johnson (Silver Bow), King, Lakin, Rodgers, Sales, Silver, Snell, Wade, Roberts, Warren, and Worden. Total—22.

S. B. No. 11, by Booth, having been read three several times and title and history agreed to was concurred in by the following vote:

Ayes: Beley, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Cady, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Knudsvig, Larson, MacDonald (Flathead) McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total—77.

Noes: None.

Absent and not voting: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Brasier, Buell, Cavanaugh, Dunn, English, Hanson, Haskell, Johnson (Silver Bow), Kenyon, King, Lakin, Perrine, Provinse, Rhoads, Roberts, Rodgers, Rouleau, Sales, Sickler, Silver, Snell, Wade, Warren, Worden. Total 31.

S. B. No. 12, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Beley, Bell, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Sickler, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Allen, Austin, Bergeson, Berglin, Brasier, Carlson, Cavanaugh, Charters, Crumbaker, Dowlin (Rosebud), English, Haskell, Johnson (Silver Bow), King, Lakin, Rhoads, Roberts, Rodgers, Sales, Shoemaker (Yellowstone), Silver, Snell, Wade, Warren, Worden. Total 25.

S. B. No. 13, by Booth, having been read three several times, and title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Beley, Bell, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dowlin (Rosebud), Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Jones, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Allen, Austin, Bergeson, Berglin, Brasier, Brooks, Cavanaugh, Dunn, English, Haskell, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, King, Rhoads, Roberts, Rodgers, Lakin, Sales, Silver, Snell, Wade, Warren, Worden. Total 24.

S. B. No. 14, by Booth, having been read three several times and title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Beley, Bell, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Fergus), Jones, Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, O'Hara, Peden, Reeves, Reid, Rickard, Riggs, Rixon, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Smith, Snell, Stevens, Stoner, Swift, Treloar, Troy, Wilcomb, Williams, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Allen, Austin, Bergeson, Berglin, Brasier, Brooks, Cavanaugh, Dowlin (Yellowstone), Dunn, English, Goodland, Green (Dawson), Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Silver Bow), Lakin, McQuarrie, Ogden, Parsons, Penewell, Perrine, Phelps, Provinse, Ray, Rhoads, Roberts, Rodgers, Silver, Skulason, Spencer, Spratt, Wade, Wallace, Warren, Worden. Total 36.

S. B. No. 15, by Booth, having been read three several times, and title and history agreed to, was concurred in as amended by the following vote:

Ayes: Anderson, Arnold, Bell, Black, Bohling, Boorman, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Kemp, Kenyon, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Rickard, Riggs, Rixon, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Shoemaker (Yellowstone), Sickler, Skulason, Smith, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Allen, Austin, Beley, Bergeson, Berglin, Blomquist, Brasier, Cavanaugh, Dillavou, Dunn, English, Goodland, Haskell, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, King, Knudsvig, Lakin, O'Hara, Parsons, Roberts, Rodgers, Sales, Silver, Snell, Stevens, Wade, Warren, Worden. Total 30.

S. B. No. 19, by Booth, having been read three several times and title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Kemp, Kenyon, Knudsvig, Larson MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Sales, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Allen, Austin, Berglin, Brasier, Cavanaugh, Crumbaker, Dunn, English, Goodland, Haskell, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, King, Lakin, McDonald (Silver Bow), McQuarrie, Roberts, Rodgers, Rouleau, Sandy, Scharnikow, Silver, Snell, Spratt, Wade, Warren, Worden. Total 28.

S. B. No. 20, by Booth, having been read three several times, and title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Beley, Bergeson, Black, Blomquist, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rouleau, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Allen, Austin, Bell, Berglin, Bohling, Boorman, Brasier, Cavanaugh, Crumbaker, Dunn, English, Goodland, Haskell, Johnson (Deer Lodge), Johnson (Silver Bow), King, Lakin, Ray, Roberts, Rodgers, Sandy, Scharnikow, Silver, Snell, Spratt, Wade, Warren, Worden. Total, 28.

At this time, the House reverted to Order of Business No. 4.

STANDING COMMITTEES.

The following reports were received from standing Committees and adopted:
Mr. Speaker:

We, your Committee on Engrossing, respectfully report as follows: That House Bill No. 26 and House Joint Resolution No. 1 are this date returned properly engrossed.

Mr. Speaker:

We, your Committee on Public Utilities and State Commissions, to whom was referred House Bill No. 24, beg leave to report as follows: That inasmuch as House Bill No. 24 relates entirely to taxation we recommend that it be referred to the Committee on Revenue and Taxation.

DODDS, Chairman.

Pursuant to above report, the Speaker re-referred same to Committee on Revenue and Taxation.

Mr. Speaker:

We, your committee on Judiciary having had under consideration, S. B. No. 25, entitled: "An Act amending Section 2075 of the Revised Codes of Montana of 1907, relating to penalty for failure to Comply with Orders of the Fire Warden." Respectfully report as follows: That Senate Bill No. 25 be amended by adding Section 3 as follows:

"Section 3. This Act shall take effect and be in full force from and after its passage and approval" and when so amended the bill be concurred in.

O'HARA, Chairman.

Mr. Speaker:

We, your committee on Judiciary having had under consideration, S. B. No.

28, entitled: "An Act amending Section 2780 of the Revised Codes of Montana of 1907, relating to the Penalty for doing business in the State of Montana without a license. Respectfully report as follows: That S. B. No. 28 be amended by adding Section 3 as follows:

"Section 3. This act shall take effect and be in full force from and after its passage and approval," and when so amended the bill be concurred in.

O'HARA, Chairman.

Mr. Speaker:

We, your committee on Judiciary having had under consideration, S. B. No. 29 entitled: "An Act amending Section 2770 of the Revised Codes of Montana of 1907, relating to licenses of manufacturers of Non-Intoxicating Malt Liquors, pop. soda waters, and other light drinks." Respectfully report as follows: That S. B. No. 29 be amended by adding Section 3 as follows:

"Section 3. This act shall take effect and be in full force from and after its passage and approval."

By inserting in Section 1 of the Engrossed Bill, in Line 2, after the word "bottles" the words "or other containers", and when so amended the bill be concurred in.

O'HARA, Chairman.

Mr. Speaker:

We, your committee on Judiciary having had under consideration, S. B. No. 30, entitled, "An Act amending Section 2756 of the Revised Codes of Montana of 1907, relating to the Apportionment of License Moneys," respectfully report as follows: That S. B. No. 30 be amended by adding Section 3 as follows:

"Section 3. This Act shall take effect and be in full force from and after its passage and approval."

And when so amended the bill be concurred in.

O'HARA, Chairman.

Mr. Speaker:

We, your committee on Judiciary having had under consideration, S. B. No. 31, entitled: "An Act amending Section 2855 of the Revised Codes of Montana of 1907," respectfully report as follows: That S. B. No. 31 be amended by adding Section 3 as follows:

"Section 3. This act shall take effect and be in full force from and after its passage and approval."

And when so amended the bill be concurred in.

O'HARA, Chairman.

Mr. Speaker:

We, your committee on Judiciary having had under consideration, S. B. No. 32, entitled "An Act amending Section 2883 of the Revised Codes of Montana of 1907," respectfully report as follows: That S. B. No. 32 be amended by adding Section 3 as follows:

"Section 3. This act shall take effect and be in full force from and after its passage and approval."

And when so amended the bill be concurred in.

O'HARA, Chairman.

Mr. Speaker:

We, your committee on Judiciary having had under consideration, S. B. No. 34, entitled: "An Act amending Section 3290 of the Revised Codes of Montana of 1907, relating to the granting of Special Privileges by City and Town Councils," respectfully report as follows: That S. B. No. 34 be amended by adding Section 3 as follows:

"Section 3. This act shall take effect and be in full force from and after its passage and approval."

And when so amended the bill be concurred in.

O'HARA, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following House Bills, were introduced without previous notice by unanimous consent of the House and read first and second times, and referred to Committees as follows:

H. B. No. 38, by Committee on Appropriations: A Bill for an Act entitled: "An Act appropriating money for the mileage and per diem of Presidential Electors elected at the General Election Nov. 2, 1920, from their respective residences to Helena, Montana, January 10, 1921, and return; also mileage and per diem for messenger to carry results of Presidential vote from Helena, Montana, to Washington, D. C., and return." Referred to Committee on Appropriations.

H. B. No. 39 by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the maintenance of the Offices of Attorney General, Secretary of State, State Auditor, State Treasurer and Superintendent of Public Instruction for the months of January and February, 1921; also for a deficit in the offices of the Attorney General for the year 1920 in the sum of \$226.84." Referred to Committee on Appropriation.

On motion, duly seconded and carried, S. B. No. 25, 28, 29, 30, 31, 32, and 34 were reported properly engrossed, and placed upon General Orders.

On motion, the House resolved itself into a Committee of the Whole, for the consideration of General Orders.

GENERAL ORDERS.

Felton in the Chair.

House resumed.

Mr. Speaker in the Chair.

The Committee of the Whole, reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration S. B. No. 25, 28, 29, 30, 31, 32, and 34 report back with the recommendation that S. B. No. 25 by Booth, be concurred in.

FELTON, Chairman.

On motion, the House recessed until 1 o'clock P. M.

AFTERNOON SESSION.

House reassembled at 1:00 o'clock P. M.

Mr. Speaker in the Chair.

On motion of Dillavou, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders, all Bills on General Orders to be read by title and section number and open to amendment.

GENERAL ORDERS.

Crumbaker in Chair.

House resumed.

Mr. Speaker in the Chair.

The Committee of the Whole, reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration S. B. No. 28, by Booth: A Bill for an Act entitled: "An Act amending Section 2780 of the Revised Codes of Montana of 1907, relating to the penalty for doing business in the State of Montana without a license", report the same back to the House with the recommendation that the same be concurred in as amended.

Also, having had under consideration S. B. No. 29, by Booth, A Bill for an Act entitled: "An Act amending Section 2770 of the Revised Codes of Montana of 1907, relating to licenses of manufacturers of non-intoxicating malt liquors, pop, soda water and other light drinks," report the same back to the House with the recommendation that the same be concurred in as amended.

Also, having had under consideration S. B. No. 30 by Booth, A Bill for an Act entitled: "An Act amending Section 2756 of the Revised Codes of Montana of 1907, relating to the apportionment of licensed money," report the same back to the House with the recommendation that the same be concurred in as amended.

Also, having had under consideration S. B. No. 31, by Booth, A Bill for an Act entitled: "An Act amending Section 2855 of the Revised Codes of Montana of 1907," report back to the House that the same be concurred in as amended.

Also, having had under consideration S. B. No. 32, by Booth, A Bill for

an Act entitled: "An Act amending Section 2883 of the Revised Codes of Montana of 1907, report same back to the House with the recommendation that the same be concurred in as amended.

Also, having had under consideration, S. B. No. 34, by Booth, a Bill for an Act entitled: "An Act amending Section 3290 of the Revised Codes of Montana of 1907, relating to the granting of Special Privileges by City and Town Councils," report same back to the House with the recommendation that the same be concurred in as amended.

On motion, report adopted.

CRUMBAKER, Chairman.

On motion, the House reverted to Order of Business No. 9.

THIRD READING OF HOUSE BILLS.

The following House Bills and Memorial, having been read three several times, title and history agreed to, were passed by the following roll call:

H. B. No. 26, by MacDonald of Flathead.

Ayes: Arnold, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Cady, Carlson, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hunter, Johnson (Fergus), Kemp, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rickard, Riggs, Rixon, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Allen, Anderson, Austin, Berglin, Brasier, Buell, Cavanaugh, Charters, Crumbaker, Dunbar, Dunn, English, Goodland, Haskell, Hathaway, Hills, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kenyon, King, Lakin, Ray, Rhoads, Roberts, Rodgers, Rouleau, Sales, Silver, Snell, Wade, Warren, Worden. Total 33.

House Memorial No. 1, by Committee on Livestock and Public Ranges.

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Bohling, Boorman, Brockway, Brooks, Brown (Lewis & Clark), Buell, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Flathead), Gullidge, Hanson, Haynes, Hunter, Johnson (Fergus), Kemp, Knudsvig, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Spencer, Spratt, Stevens, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total 73.

Noes: Blomquist, Carlson, Hills, Sandy, Stoner. Total 5.

Absent and not voting: Berglin, Brasier, Brown (Mineral), Cavanaugh, Charters, Crumbaker, Dunn, English, Goodland, Green (Dawson), Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kenyon, King, Lakin, Larson, Rhoads, Roberts, Rodgers, Rouleau, Sales, Scharnikow, Silver, Snell, Wade, Warren, Worden. Total 30.

The following Senate bill, having been read three several times and title and history agreed to, was concurred in by the following roll call:

Senate Bill No. 25, by Booth.

Ayes: Anderson, Arnold, Beley, Bell, Black, Blomquist, Bohling, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Fergus), Jones, Kemp, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone),

Sickler, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total 79.

Absent and not voting:

Allen, Austin, Bergeson, Berglin, Boorman, Brasier, Cavanaugh, Charters, Crumbaker, Dunn, English, Goodland, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Silver Bow), Kenyon, King, Lakin, Rhoads, Roberts, Rodgers, Rouleau, Sales, Silver, Snell, Wade, Warren, Worden. Total 29.

On motion, the House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

On motion of Dillavou, duly seconded and carried, the Speaker was authorized to appoint two additional members of the Standing Committee on New Counties and Division.

Dillavou gave notice that he would on Monday move that the Code Commission, being S. B. No. 1-95 inclusive, not heretofore concurred in, be considered as read at length on third reading.

On motion, the House adjourned until 1:30 o'clock P. M. Monday.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN Chief Clerk.

FIFTEENTH DAY

Helena, Montana, January 17th, 1921.

House met at 1:00 o'clock P. M., pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called and all present except Austin, Brooks, Hills, King, Rhoads, and Rouleau.

Haskell and Warren excused.

Quorum present.

Johnson, of Silver Bow, from the Committee on the Journal, reported the Journal for the thirteenth day as read and found correct.

COMMUNICATIONS AND PETITIONS.

The following Communication was received from the Helena Lodge No. 193, B. P. O. E.,

To the Elks of the Seventeenth Assembly:

Helena Lodge No. 193 of the Benevolent and Protective Order of Elks will hold a social session tonight, following the business meeting.

Visiting brothers who are members of the Assembly are especially invited to attend.

District Deputy Grand Exalted Ruler Ronald Higgins of Missoula will be present, and Senator Harry Gallway will preside at the banquet. Other stars of great magnitude will also shine.

Meeting opens at eight o'clock, Elks Hall, Broadway.

HELENA LODGE NO. 193.

The following communication was received from the Sergeant-at-arms:

January 17, 1921.

Mr. Speaker:

Will you please request the Members of the House to return to the Sergeant-at-arms, all copies of printed Bills for which they have no use.

It has come to the attention of the Sergeant that many of the printed copies are being thrown in the waste baskets, and my Office is in need of additional copies.

Yours truly,

JOS. DAVIS, Sgt. at Arms.

COMMUNICATIONS FROM THE SENATE.

On motion of Johnson, of Deer Lodge, duly seconded and carried, the following communications from the Senate were considered as read at length.

Helena, Montana, January 17, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day met at the hour of 1 P. M.

Senator Harry Gallwey of Silver Bow moved that Senator Parker, by reason of the death of his wife, be excused from the attendance of the sessions of the Senate for two weeks, and that the Senate attend the funeral services at 10:00 A. M., Tuesday morning. The motion was carried by unanimous consent of the Senate.

Out of respect for Senator Parker, on motion of Senator Heren, the Senate adjourned at 1:10 P. M., to reconvene at 1:00 P. M., Tuesday, January 18th.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 14, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Leuthold, duly seconded and carried, the Resolution on the death of Ex-Governor White, was ordered transmitted to the House for concurrence.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 14, 1921.

I am directed by the Senate to inform your Honorable Body of the following report of the committee on resolutions as follows:

Mr. President:

Your committee appointed to draft suitable resolutions on the death of Senators Henry Ellingson, Park Smith, and Geo. W. Clay, and also upon the death of former United States Senator Paris Gibson, former Governor B. F. White and Conrad Kohrs, beg leave to submit the following resolutions, and recommend that same be adopted.

We further recommend that the resolutions be engrossed, signed by the President of the Senate and the Secretary of the Senate, and transmitted to the respective families.

LEUTHOLD,
KIRTON,
CHURCH.

The foregoing report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Whereas, it has pleased Almighty God to remove from this life a former member of this Honorable Body, State Senator Henry Ellingson of Sweet Grass County, Montana.

Therefore, Be It Resolved, by the Senate of the Seventeenth Legislative Assembly of the State of Montana, that in the departure from this life of former State Senator Henry Ellingson the State of Montana lost a most worthy citizen,—a pioneer who emigrated across the broad prairies from Minnesota to Gallatin County, Montana, in 1881 and where, until his death he labored unceasingly for the development of his State and who leaves as a fitting memorial the influence of a noble character.

Therefore, Be It Further Resolved, that in order to properly convey the sincere sympathy of this Body, we send a copy of these Resolutions to the family, and also spread them upon the Journal of this Session.

Be It Resolved by the Senate of the Seventeenth Legislative Assembly of the State of Montana:

That in the death of Paris Gibson, in his 91st year, Montana has lost one of its most distinguished citizens and upbuilders, whose services to the people of

the State of Montana can only be measured by the years, as he built not only for today, but for time.

He took part in the writing of the Constitution of Montana. In the early days of statehood, he served most usefully in this Body as a member from Cascade County, closing his public service as a member of the United States Senate, where he served the State with great distinction.

As a strong force in the development and upbuilding of the material resources of Montana, his services can hardly be measured. With remarkable disregard of his own private interests, he gave the very best that was in him to promote the interests of the city, whose existence is due to his far-sighted vision and energetic optimism; and in the development of the material resources of the State he was ever active.

While we deplore the necessity that required his passing from the fields of his great usefulness, we would rather at this time point to his splendid character and his long life of effort and service as an example that should ever be an inspiration to the younger men of Montana.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of this Senate and also a copy placed on file in the Montana Historical Library, and a copy sent to his family.

George W. Clay, a Senator of the 16th Legislative Assembly of the State of Montana, from Phillips County, has since the adjournment of that Assembly been called to his home in the Great Beyond.

George W. Clay, as Senator, rendered service of inestimable value to the Commonwealth of Montana and was respected and loved as an official.

He was a physician of marked ability and loved to serve as such for the good he might do to his fellow men.

In public and private life, Senator George W. Clay was courteous and kind, patient and helpful to those in need.

Therefore, Be It Resolved, by the Senate of the 17th Legislative Assembly of the State of Montana, that in the death of Senator George W. Clay, his State has suffered a distinct loss, and the members of this Body express to the family of Senator George W. Clay their sincere sympathy.

Resolved Further, that a copy of these resolutions be forwarded to the family and that a copy be spread upon the Journal of this Assembly.

Since the adjournment of the Sixteenth Legislative Assembly the Supreme Ruler has called to his eternal home Park Smith, State Senator from Lewis and Clark County.

Park Smith was one of the youngest members of this Assembly, yet the service he rendered was of such a character that it brought credit upon himself and evidenced marked devotion to the duties imposed upon him.

Senator Park Smith was a distinguished member of the Montana bar, and at the time of his death the candidate of his party for the office of public prosecutor of his county.

When the democracy of the world was threatened, Senator Smith was one of the first to hear his country's call, serving with distinction during America's participation in the world war. Upon his return home he was elected the first commander of Lewis and Clark Post, Number 2 of the American Legion.

Therefore, Be It Resolved, by the Senate of the 17th Legislative Assembly of the State of Montana, that in the death of Senator Park Smith, his state has suffered a distinct loss, and the members of this body express to the family of Senator Park Smith their sincere sympathy;

Resolved Further, that a copy of these resolutions be forwarded to the family, and that a copy be spread upon the Journal of this Assembly.

Be It Resolved, By the Senate of the 17th Legislative Assembly of the State of Montana,

That in the death of Conrad Kohrs, Montana has lost one of the most honored and useful citizens.

Whether in the capacity of pioneer enduring the hardships of pioneer life or meeting the ever changing vicissitudes of the wilderness, or in building the civilization that grew into an organized territory, or laboring in the constitutional convention out of which sprang the foundation of the structure of this great Commonwealth, or standing in the Legislative Halls and crystalizing into law

the noble sentiments which have been a safeguard of the people of this great State, stood high in the ranks of these noble pioneers of whom the people of Montana owe an inextinguishable debt of gratitude.

We deeply deplore the stern mandates of time that compel his passing, and though from earth the spirit of courage and fortitude, sympathy and forbearance, which so characterized his activities, will never perish but will ever be an inspiration to the young men of this goodly land to emulate his example.

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of this Senate and also a copy placed on file in the Montana Historical Library, and a copy sent to his family.

Helena, Montana, January 14th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body the Committee on Stockgrowing and Grazing submitted the following report:

"Mr. President: We, your Committee on Stockgrowing and Grazing to whom was referred S. B. No. 17, introduced by Booth, a Bill for an Act entitled, 'An Act amending Section 1808 of the Revised Codes of Montana of 1907, relating to inspection of live stock about to be moved from one County to another within the State', beg leave to report the following amendments:

In Line 16, after the words "Within this State", insert the following words: 'Or boundaries of State'.

Also, in Line 18, after the words "Railroad Companies", insert the following words, "Or Other Common Carriers", with said amendments, recommend that the bill do pass.

Also have had under consideration S. B. No. 18 we recommend that the same do pass.

HALEY, Chairman."

Report adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File, respectfully report as follows:

"Mr. President: Your Committee of the Whole to whom was referred Business on General File, beg to report having had under consideration:

S. B. No. 16 and recommend that it do pass.

S. B. No. 17, and recommend that it be re-referred to the Committee on Stockgrowing and Grazing.

S. B. No. 18 and recommend that it do pass.

S. B. No. 41 and recommend that it be amended as follows:

Amend Section 1 by adding in line 7 of the printed Bill the word "religious" after the word "charitable", and as amended, recommend that same do pass.

S. B. No. 57 and recommend that it do pass.

S. B. No. 87 and recommend that it do pass.

S. B. No. 89 and recommend that it do pass.

S. B. No. 90 and recommend that it do pass.

S. B. No. 91 and recommend that it do pass.

S. B. No. 92 and recommend that it do pass.

S. B. No. 94 and recommend that it do pass.

BURLINGAME, Chairman.

Report adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 14, 1921.

I am directed by the Senate to inform your Honorable Body of the following notice of the introduction of Bill was received and read:

By Hazelbaker: "An Act providing that every County whose assessed valuation shall at any time fall below the assessed valuation required for the

creation of new counties as fixed and prescribed in Chapter 226, Session Laws of 1919, and Acts amendatory thereof and supplemental thereto, shall be required to surrender and relinquish its separate county government and existence and to become consolidated with some adjoining County, prescribing the procedure for effecting such consolidation, terminating the terms of office of the officers of such county; and prescribing the method whereby the outstanding and existing indebtedness of such County shall be paid."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 14, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee on Engrossed Bills to whom was referred S. B. Nos. 36, 49, 50, 51, 52, 53, 54, 61, 62, 64, and 65, reported same back correctly engrossed.

Very respectfully yours,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 14, 1921.

I am directed by the Senate to inform your Honorable Body that the following reports of Standing Committees were submitted and adopted:

Committee on Finance and Claims:

"Mr. President: We, your Committee on Finance and Claims, recommend that one member of the Body be appointed as a committee of one to co-operate with a committee of two from the House, to visit the state institutions and make a report thereon.

KINNEY, Chairman.

The President appointed Senator Connelly as the member of said committee.

"Mr. President: We, your Committee on Finance and Claims, recommend that Senator Larson be appointed as a committee of one to co-operate with a like committee from the House, and Dr. J. M. Scanland and Architect James MacCallam from the State Hospital for the Insane, for the purpose of visiting the State owned buildings at Fort Assiniboine and making a report as to the wisdom of using some of the buildings to relieve the congested condition of the Asylum at Warm Springs.

KINNEY, Chairman.

"Mr. President: We, your Committee on Engrossed Bills to whom was referred S. B. Nos. 63, 66, 68, 69, 70, 55 and 59, beg leave to report same back correctly engrossed.

T. P. STEWART, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 14, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Loy, duly seconded and carried, the President was authorized to appoint a committee of three to act in conjunction with the House committee to investigate the State Hail Insurance Law for the purpose of improving the same. The President appointed Senators Loy, Lenthold and Clark.

Very Respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 14, 1921.

I am directed by the Senate to inform your Honorable Body that Senator Donlan offered the following resolution, which was adopted:

Resolved: That the Secretary of the Senate be instructed to prepare and have placed on the desks of the members each morning, a statement relative to the status of all Senate and House bills in the Senate, and that the salary and expense of preparing the same shall not exceed Ten Dollars (\$10.00) per day.

DONLAN."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 14, 1921.

I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of bills were received and read:

By Greening: An Act accepting the provisions of Section Sixteen of Public Act of the 66th Congress No. 239, entitled: "An Act to provide for the allotment of lands of the Crow Tribe, for the distribution of Tribal Funds, and for other purposes."

By Junod: An Act creating a State Highway Commission, defining its duties and powers, providing funds to carry out the purposes of this Act, and repealing Chapter 107 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana."

By McCone: An Act to amend Chapter 198 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, entitled: "An Act to amend Section 3 of Chapter 83 Session Laws of the 15th Legislative Assembly of the State of Montana, 'An Act relating to a Mother's pension and for the care of dependent children in their own home by their mother, the father of said children being dead, or an inmate in some Montana Institution, or who has failed to provide for said children for a period of one year or more, or who is physically or mentally incapacitated, and whose mother is financially unable to support such children; providing a penalty for the violation thereof, and repealing Sections 1, 2, 3, 4, 5, 6, and 7, of Chapter 86, of the Session Laws of the Fourteenth Legislative Assembly."

By Donlan: "An Act to create, establish and organize the Public Service Commission of Montana, to define its powers, duties and functions, and the rights, remedies, powers and duties of common carriers, Public Utilities, Public Service Corporations, Public Corporations organized for Irrigation or Reclamation, Irrigation Districts, and Public Mills as hereinafter defined, and the rights and remedies of patrons of said carriers, utilities, corporations, District and Public Mills, and to place under the said Public Service Commission of Montana hereby created, all of the subjects now regulated by, and to endow the said Public Service Commission of Montana with all the rights, powers, functions, and duties now possessed, held and exercised by the Board of Railroad Commissioners of the State of Montana, the Public Service Commission of Montana, the Montana Trade Commission for the control of Public Mills, and the Montana Irrigation Commission, and to give to said Commission hereby created certain additional powers and duties, and to provide remedies for the enforcement of the provisions of this Act, and penalties for offenses by common carriers, public utilities, Public Service Corporations, Public Corporations organized for Irrigation or Reclamation, Irrigation Districts, Public Mills, and their Officers, Agents, and Employees, and by other persons and corporations and generally to provide hereby a comprehensive and unified system for the reclamation and control by the State of the subjects herein named, and for the exercise of the sovereign power of rate making thru the Commission hereby created, and repealing Chapter 37 Laws of 1907; Chapter 105 Laws 1909, Chapter 136, Laws 1909, Chapter 36, Laws 1911, Chapter 18, Laws 1913, Chapter 26, Laws 1913, Chapter 52, Laws 1913, Chapter 53, Laws 1913, Chapter 65, Laws 1913, Chapter 115, Laws 1913, Chapter 2, Laws 1917, Chapter 135, Laws 1917, Chapter 109, Laws 1919, Chapter 48, Laws 1919, Chapter 151, Laws 1919, Chapter 13, Laws Extra Session 1919, Chapter 14, Laws Extra Session 1919, and all Acts and parts of Acts in conflict with this Act or the provisions thereof and the objects hereby sought to be obtained."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 14, 1921.

I am directed by the Senate to inform your Honorable Body that the following notices of Introduction of Bills were received and read:

By Leuthold: "An Act to amend Chapter 61 of the Montana Session Laws of 1913, and giving the Governor authority to quarantine districts within the State for insect pests and plant diseases."

By Paul: "An Act to amend Section 1, Chapter 226 of the Laws of the Sixteenth Legislative Assembly of Montana of 1919, being an Act to provide for the creation, organization and classification of new counties; for locating County

Seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between such new Counties and other Counties; and to repeal Chapter 139 of the Session Laws of the Fourteenth Legislative Assembly of 1915."

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

REPORTS OF STANDING COMMITTEES.

Helena, Montana, January 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Stockgrowing and Grazing submitted the following report:

"Mr. President: We, your Committee on Stock Growing and Grazing, to whom was referred S. B. No. 17, by Booth, "A Bill for an Act entitled: 'An Act for an Act entitled: 'An Act amending Section 1808 of the Revised Codes of Montana of 1907, relating to inspection of Live Stock about to be moved from one County to another within the State,'" beg leave to report as follows:

Amend Line 18, after the words, "Railroad Company" by inserting the following words, "or other common carriers," and recommend that same do pass.

Report adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Burlingame, duly seconded and carried, the Sergeant at Arms of the Senate was authorized to move his office from its present location to Room No. 8.

Report adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate adjourned at 3 o'clock P. M. to meet at 1 o'clock P. M. Monday, January 17, 1921.

Report adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the report of the Committee on Judiciary, copy of which is hereto attached and made a part of this communication. These reports on motions duly made, seconded and carried were adopted.

Report adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

January 14, 1921.

Mr. President:

We your Committee on Judiciary, to whom was referred S. B. No. 41 introduced by Booth, being a bill for an Act entitled: "An Act amending Section 4725 of the Revised Codes of Montana of 1907, Relating to the Person who may take by Testamentary Disposition," having had the same under consideration, beg leave to report and recommend that Section 1, line 15, be amended by inserting after the word "hospitals" the words "provided that no corporation organized for scientific or literary purposes, or for solely educational, charitable or benevolent purposes, nor any hospital, shall take any property dispose

by testamentary disposition, unless the will so disposing thereof shall have been executed at least ninety days prior to the death of the decedent."

Amend by striking out Section 3, and that as so amended the bill do pass.

Report adopted.

O'HARA, Chairman.

January 14, 1921.

Mr. President:

We, your Committee on Judiciary, to whom was referred S. B. No. 57 introduced by Booth being a bill for an Act entitled: "An Act Amending Section 475 of the Revised Codes of Montana of 1907, relating to Penalty for Trespassing Livestock," having had the same under consideration, beg leave to report and recommend that said bill be amended by adding after the word "owner" in Section 1, Line 12, the words "or herder:"

That the section be also amended by striking out the last words of the section "And Costs of Suit."

Amend by striking out Section 2, and that as so amended the bill do pass.

Report adopted.

O'HARA, Chairman.

January 14, 1921.

Mr. President:

We, your Committee on Judiciary, to whom was referred S. B. No. 16, introduced by Booth, being a bill for an Act entitled "An Act amending Section 727 of the Revised Codes of Montana of 1907, relating to Enclosures on Street Cars for the Protection of Employees, and repealing Section 1726 of the Revised Codes of Montana 1907," having had the same under consideration, beg leave to report and recommend that Section 1 be amended by inserting after the word "corporation" in line 13, the words "or any agent or employe of such person or persons, or any officer, agent or employe of such co-partnership or corporation."

Amend by striking out Section 3, and that as so amended the bill do pass.

O'HARA, Chairman.

January 14, 1921.

Mr. President:

We, your Committee on Judiciary, to whom was referred S. B. No. 87, introduced by Booth, being a Bill for an Act entitled: "An Act Relating to the Powers of Justices' Courts after Acquiring Jurisdiction by Service of Process," having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass;

Also, your Committee to whom was referred S. B. No. 89 introduced by Booth, being a Bill for an Act entitled "An Act amending Section 4 of Chapter 89 of the Laws of the 16th Legislative Assembly of the State of Montana of 1919," having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass;

Also, your committee to whom was referred S. B. No. 90, introduced by Booth, being a bill for an Act entitled "An Act Amending Section 23 of Chapter 309 of the Laws of the 16th Legislative Assembly of the State of Montana of 1919, Relating to the Grain Grading, Inspection and Warehouse Commission of the State of Montana," having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass;

Also, your Committee to whom was referred S. B. No. 91, introduced by Booth, being a bill for an Act entitled "An Act Relating to the Publication, in the Session Laws, of the County Boundaries of Counties Created, by Petition and Election," having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 2, and that as so amended the bill do pass;

Also, your committee to whom was referred S. B. No. 92, introduced by

Booth, being a bill for an Act entitled "An Act relating to the Employment of a Superintendent and Matron for the State Orphans' Home," having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass;

Also your committee to whom was referred S. B. No. 94 introduced by Booth, being a Bill for an Act entitled "An Act relating to the Commitment of Delinquent Children to the Montana State Industrial School, Prescribing the Form of such Commitment and Repealing all Acts and Parts of Acts in Conflict Herewith," having had the same under consideration, beg leave to report and recommend that said bill be amended by striking out Section 3, and that as so amended the bill do pass.

O'HARA, Chairman.

On motion of Cooney, duly seconded and carried, the Speaker appointed a Committee of five from the House to attend the funeral service of Mrs. Parker. Committee was appointed as follows:

**RIGGS,
TRELOAR,
WILCOMB,
COONEY,
SICKLER.**

NOTICE OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date introduce the following bills:

By Faust: A Bill for an Act entitled: "An Act relating to Special Improvement Districts in thickly populated localities outside of the limits of incorporated towns and cities and to empower the Board of County Commissioners to create Special Improvement Districts in such localities for the purpose of constructing sanitary and storm sewers and installing lights, water works plants, sidewalks, and such other special improvements as may be petitioned for by sixty per cent of the Freeholders affected by the same, and providing for the levy and collection of special assessments to pay for the same and adequate to maintain same, and to extend the payment of installments over any period not exceeding ten years, and to provide for the issuance of special improvement warrants or bonds in such special improvement district and repealing Chapter 123, Laws of 1915, Chapter 156, Laws of 1917, and Chapter 67, Laws of 1919."

By Black: A Bill for an Act entitled: "An Act to regulate the appropriation, diversion, distribution, measurement and use of the public waters of the State."

By Cady: A Bill for an Act entitled: "An Act to create the Wolf Creek Game Preserve, designate its boundaries and to provide for the marking of such boundaries, and the protection and propagation of certain wild game within such Preserve."

By Brockway: A Bill for an Act entitled: "An Act to provide for the licensing of all persons, firms, corporations, associations, and operators engaged in the metal mining industry, in the production of Gold, Silver, Lead, Zinc, Copper, Tin, Antimony, and all other metals; to provide the amount of the license fee and the method of collection thereof; to provide for returns to be made by such persons, firms, corporations, and associations engaged in such mining and for the registry of said mining operators; to fix penalties for the violation of the provisions of this Act; to define certain words, terms, and phrases used here, and to repeal all Acts and parts of Acts in conflict herewith."

By Hunter: A Bill for an Act entitled: "An Act to provide for the payment of pensions to aged people; to create the office of State Pension Commissioner; prescribing his duties and powers; create the office of County Pension Agent; prescribe his duties and powers; and to make an appropriation to carry out the provisions of this Act."

By Hathaway: A Bill for an Act entitled: "An Act to provide for the removal of Sheriffs and County Attorneys for misconduct in office."

By Brasier: A Bill for an Act entitled: "An Act to provide a lien for re-

airs on personal property and providing a method for establishing and collecting the same."

By Warren: A Bill for an Act entitled: "An Act defining picketing and making it unlawful for the violation thereof and providing a penalty therefor."

REPORTS OF SELECT COMMITTEES.

The Special Committee on Printing, reported as follows:

Mr. Speaker:

We, your Special Committee on Printing Daily History of House Proceedings, and Bi-weekly Status of Bills, Memorials, etc., beg to ask permission of the House to increase the number of printed copies from 150 to 250.

McDONALD, Chairman.

On motion of Johnson of Deer Lodge, duly seconded and carried, the request of the Printing Committee was granted.

REPORTS OF STANDING COMMITTEES.

The Committee on Printing reported as follows:

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 15, 29, and 23, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

The Judiciary Committee reported as follows:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 34, entitled: "An Act to amend Section 6577 of the Revised Codes of 1907, of the State of Montana, relating to actions for libel and slander," respectfully report as follows: That H. B. No. 34 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 35, entitled: "An Act to amend Section 4717 of the Revised Codes of the State of Montana of 1907, relating to the selection of a homestead," respectfully report as follows: That H. B. No. 35 do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 36, entitled: "An Act providing for the filing of a cost bond in actions for libel, slander, abduction, or seduction, and for the dismissal of the action when said bond is not filed within prescribed time," respectfully report as follows: That H. B. No. 36 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 37, entitled, "An Act relating to arbitration and providing for the validity and enforcement of arbitration agreements and methods of procedure thereunder," respectfully report as follows:

That H. B. No. 37 do pass.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 26, entitled "An Act amending Section 2529 of the Revised Codes of Montana of 1907, relating to the assessment of Railroads, Telegraph, Telephone and Electric Light Lines," respectfully report as follows: That S. B. No. 26 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval.

By inserting in lines 4 and 10 of the printed bill, after the words "operated" the words "or situated," and when so amended the bill be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 27 entitled: "An Act Amending Section 2577 of the Revised Codes of Montana of 1907, relating to duties of County Assessors to present certain information to County Boards of Equalization" respectfully report as follows: That S. B. No. 27 be amended by adding Section 2 as follows:

"Section 2. This act shall take effect and be in full force from and after its passage and approval," and when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 33, entitled: "An Act relating to fees of Justices of the Peace, and repealing Sections 3175 and 3176 of the Revised Codes of Montana of 1907, and all acts and parts of acts in conflict herewith," respectfully report as follows: That S. B. No. 33 be amended by adding Section 7 as follows:

Section 7. This act shall take effect and be in full force from and after its passage and approval.

By inserting on page 2 of printed bill, section 3, line 16, after the word "Commissioners" the words "To any one Justice of the Peace," and when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 39, entitled "An Act amending Section 4083 of the Revised Codes of Montana of 1907, relating to applications for insurance and the Liability of Members of Mutual Hail Insurance and Mutual Fire, Lightning, and other casualty Insurance Companies," respectfully report as follows: That S. B. No. 39 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 40, entitled "An Act amending Section 4083 of the Revised Codes of Montana of 1907, relating to the constructive notice of recorded conveyances," respectfully report as follows: That S. B. No. 40 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 43 entitled: "An Act amending Section 6254 of the Revised Codes of Montana of 1907, relating to concurrence of Justices of the Supreme Court in the Issuance of Writs and Transaction of Business," respectfully report as follows: That S. B. No. 43 be amended by adding section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 44 entitled: "An Act amending Section 6285 of the Revised Codes of Montana of 1907, relating to Bonds and Oaths of office of Justices of the Peace," respectfully report as follows: That S. B. No. 44 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 46 entitled "An Act amending Section 6806 of the Revised Codes of Montana of 1907, relating to the contents of the judgment roll," respectfully report as follows: That S. B. No. 46 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 48 entitled: "An Act amending Section 6988 of the Revised Codes of Montana of 1907, relating to the change of the place of trial of civil actions in Justices' Courts," respectfully report as follows: That S. B. No. 48 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 49 entitled: "An Act amending section 7060 of the Revised Codes of Montana of 1907, relating to the time of issuance of execution from Justices' Courts," respectfully report as follows: That S. B. No. 49 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 50, entitled: "An Act to amend Section 7361 of the Revised Codes of Montana of 1907, relating to changes of names of corporations," respectfully report as follows: That S. B. No. 50 be amended by adding Section 3 as follows.

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 52, entitled "An Act amending Section 7705 of the Revised Codes of Montana of 1907, relating to the form and issuance of citations," respectfully report as follows: That S. B. No. 52 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 53, entitled: "An Act amending Section 8645 of the Revised Codes of Montana of 1907, defining Grand Larceny," respectfully report as follows: That S. B. No. 53 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 54, entitled: "An Act amending Section 7722 of the Revised Codes of Montana of 1907, relating to the powers of Clerks of District Courts to enter orders in probate and guardianship matters," respectfully report as follows: That S. B. No. 54 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval.

By inserting on Page 2, Line 13 of the printed bill, after the word "time" the words "within three months thereafter," and when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 59, entitled: "An Act amending Section 9780 of the Revised Codes of Montana of 1907, relating to the objects and purposes of the Montana State Industrial School and repealing Section 9781 of the said Code," respectfully report as follows: That S. B. No. 59 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended that the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 61 entitled: "An Act amending Section 9794 of the Revised Codes of Montana of 1907, relating to the duties of the managing officer of the Montana State Industrial School," respectfully report as follows: That Senate Bill No. 61 be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 62 entitled: "An Act amending Section 9805 of the Revised Codes of Montana of 1907, relating to the Commitment of children to the Montana State Industrial School," respectfully report as follows: That S. B. No. 62 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 64 entitled: "An Act amending Section 1 of Chapter 95 of the Laws of the Eleventh Legislative Assembly of the State of Montana of 1909, relating to medical aid for railroad employees," respectfully report as follows: That S. B. No. 64 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 66 entitled: "An Act amending Sections 2, 14, 23, and 24 of Chapter 120 of the Laws of the Twelfth Legislative Assembly of Montana of 1911, relating to the State Coal Mine Inspector and repealing section 25 of said chapter and all acts and parts of acts in conflict herewith," respectfully report as follows: That S. B. No. 66 be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 70, entitled: "An Act amending Section 513 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, and repealing Section 2204 of said Chapter," respectfully report as follows: That S. B. No. 70 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration S. B. No. 23, entitled: "An Act amending Section 2119 of the Revised Codes of Montana of 1907, and repealing Section 2121, 2122, 2123, 2124, 2125, 2134, 2135, 2136 and 2137 of the Revised Codes of Montana of 1907, relating to auctions and auctioneers," respectfully report as follows: That S. B. No. 23 be amended by adding Section 3 as follows:

Section 3. This act shall take effect and be in full force from and after its passage and approval, and when so amended the bill be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 68, entitled: "An Act to amend Subdivision 4 of Section 1700 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, relating to maintenance of manual and industrial Schools," respectfully report as follows: That S. B. No. 68 be not concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 69, entitled: "An Act amending Section 1106 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana of 1913, relating to Juvenile Disorderly Persons, respectfully report as follows: That S. B. No. 69 be not concurred in.

O'HARA, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

SENATE CONCURRENT RESOLUTION.

Whereas, on December 4, 1920, death claimed a distinguished citizen of Montana, the Honorable B. F. White, a resident of Beaverhead County, the last Governor of the Territory of Montana, Speaker of the House of Representatives of the Eighth Legislative Assembly, the Senator from Beaverhead County in the Ninth and Tenth Legislative Assemblies, and

Whereas, The Governor White, throughout his long life, maintained a constant faith in the future greatness of Montana and exerted a profound influence upon the thought and aspiration of the people during the period of the early development and later progress of the State, helping to mould public opinion to conform to his own high standards of civic duty and adhering unfalteringly to those great principles of justice and equality, without which no enduring civic structure can be reared, now therefore,

Be It Resolved, by the Senate of the Seventeenth Legislative Assembly of Montana, the House concurring, that they pause to pay fitting tribute to the upright character and achievements of Governor B. F. White, and representing the people of Montana, that we make due acknowledgment of a debt of gratitude to him, the only real reward which a faithful public servant can ever earn, and

Be It Further Resolved, that a copy of this Resolution be spread upon the Journal of the Senate, that a copy be placed on file in the Montana Historical Library, and that a copy be sent to his family.

On motion of O'Hara, duly seconded and carried, the House concurred in above resolution.

The following House Bills were introduced, and read first and second times:

H. B. No. 40, by Goodland: "An Act to repeal Chapter 168 of the Tent Legislative Assembly of Montana, being an Act entitled: 'An Act to provide for the appointment of a State Board of Voting Machine Commissioners, defining their duties, powers and expenses thereof, and providing rules and regulation for the use of voting machines in all counties, cities, towns, and districts of the State of Montana' and Chapter 99 of the Session Laws of the Eleventh Legislative Assembly of Montana, entitled: 'An Act to amend Sections 613, 615 and 625, of the Revised Codes of Montana of 1907, relating to elections and voting where voting machines are used, and Chapter XII, Part III, Title II of the Revised Codes of Montana of 1907, entitled: 'Voting Machines,' being Sections 60 to 625 inclusive of the Revised Codes of Montana of 1907.'" Referred to Committee on Privileges and Elections.

H. B. No. 41, by Silver: A Bill for an Act entitled: "An Act to amend Chapter 143 of the Acts of the Fourteenth Legislative Assembly of the State of Montana, being an Act entitled: 'An Act authorizing the creation of Special Improvement districts for lighting streets in cities and towns and to assess not less than one-fourth ($\frac{1}{4}$) and not more than three-fourths ($\frac{3}{4}$) of the cost thereof against the property abutting thereon and the remainder of such cost against the city or town at large' by adding one (1) new section thereof to be known as Section Three A." Referred to Committee on Affairs of Cities.

THIRD READING OF SENATE BILLS.

On motion of Dillavou, duly seconded and carried by unanimous vote, the third reading of Senate Bills No. 1-95 relative to the amendment to the Code now on third reading was dispensed with.

S. B. No. 28, by Booth, having been read three several times, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Johnson (Silver Bow), Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Austin, Berglin, Brooks, Buell, Cooney, Crumbaker, English, Green (Dawson), Gullidge, Haskell, Hills, Jones, King, Provinse, Rhoads, Rouleau, Scharnikow, Shoemaker (Yellowstone), Warren, Wilcomb. Total 20.

S. B. No. 29, by Booth, having been read three several times and history and title agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Austin, Brooks, Buell, Cooney, Crumbaker, Dowlin

Rosebud), Dunbar, Green (Dawson), Gullidge, Haskell, Hills, King, Provinse, Rhoads, Rouleau, Warren, Wilcomb. Total 17.

S. B. No. 30, by Booth, having been read three several times, history and title agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Rodgers, Sales, Sandy, Scharnikow, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Williams, Worden, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Austin, Brooks, Buell, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Green (Dawson), Gullidge, Haskell, Hills, King, Provinse, Rhoads, Roberts, Rouleau, Wilcomb. Total 16.

S. B. No. 31, by Booth, having been read three several times and history and title agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Ray, Reeves, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Warren, Wilcomb, Williams, Worden, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Austin, Bergeson, Brooks, Buell, Crumbaker, Dunbar, Green (Dawson), Gullidge, Haskell, King, Penewell, Provinse, Reid, Rhoads, Rouleau, Wallace, Wilcomb. Total 17.

S. B. No. 32, by Booth, having been read three several times, and history and title agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Perrine, Phelps, Reeves, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Warren, Williams, Worden, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Austin, Brooks, Crumbaker, Dunbar, Dunn, Green (Dawson), Gullidge, Haskell, Hills, Kemp, King, Parsons, Penewell, Provinse, Ray, Reid, Rhoads, Rouleau, Wallace, Wilcomb. Total 20.

S. B. No. 34, by Booth, introduced without previous notice by unanimous consent of the House, and history and title agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Brown (Mineral),

Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Williams, Worden, Mr. Speaker. Total 94.

Noes: None.

Absent and not voting: Austin, Brooks, Buell, Crumbaker, Dunbar, Green (Dawson), Gullidge, Haskell, King, Provinse, Ray, Rhoads, Rouleau, Wilcomb. Total 14.

On motion of Conser, duly seconded and carried, the House resolved itself into a Committee of the Whole for the consideration of General Orders, Senate Bills to be read by section and title only and open to amendment.

GENERAL ORDERS.

Conser in the Chair.

House resumed.

Mr. Speaker in Chair.

Conser, from the Committee of the Whole, reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration S. B. Nos. 23, 26, 27, 33, 36, 37, 39, 40, 43, 44, 46, 48, 49, 50, 52, 53, 54, 59, 61, 62, 64, 66, 70, report the same back to the House with the following recommendation:

- S. B. No. 23, by Booth, be concurred in as amended.
- S. B. No. 26, by Booth, be concurred in as amended.
- S. B. No. 27, by Booth, be concurred in as amended.
- S. B. No. 33, by Booth, be concurred in as amended.
- S. B. No. 36, by Booth, be concurred in as amended.
- S. B. No. 37, by Booth, be concurred in as amended.
- S. B. No. 64, by Booth, be concurred in.
- S. B. No. 39, by Booth, be concurred in.
- S. B. No. 40, by Booth, be concurred in as amended.
- S. B. No. 43, by Booth, be concurred in as amended.
- S. B. No. 44, by Booth, be concurred in as amended.
- S. B. No. 46, by Booth, be concurred in as amended.
- S. B. No. 48, by Booth, be concurred in as amended.
- S. B. No. 49, by Booth, be concurred in as amended.
- S. B. No. 50, by Booth, be concurred in as amended.
- S. B. No. 52, by Booth, be concurred in as amended.
- S. B. No. 53, by Booth, be concurred in as amended.
- S. B. No. 54, by Booth, be concurred in as amended.
- S. B. No. 59, by Booth, be concurred in as amended.
- S. B. No. 61, by Booth, be referred to Judiciary committee,
- S. B. No. 62, by Booth, be concurred in as amended,
- S. B. No. 66, by Booth, be concurred in,
- S. B. No. 70, by Booth, be concurred in as amended.

Report adopted.

CONSER, Chairman.

The Speaker referred S. B. No. 61 to the Judiciary Committee pursuant to recommendation contained in report of Committee of the Whole.

Dillavou gives notice that on tomorrow or any subsequent date he will move that Senate Bills Nos. 1-95 not already concurred in, and placed for third reading be read by title only.

On motion, the House adjourned until 11:30 o'clock A. M. Tuesday out of respect to Mrs. Parker, wife of Senator Parker from Jefferson.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN, Chief Clerk.

SIXTEENTH DAY

Helena, Montana, January 18, 1921.

House met at 11:30 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called and all present except Covell, King and Austin.

Haskell, Rhoads and Rouleau excused.

The Committee on the Journal reported the Journal for the fifteenth Legislative day as having been read and found correct.

Report adopted.

On authority granted Speaker, he appointed two additional members on the Committee on New Counties and Divisions, as follows: Geis of Fergus, Brown of Lewis and Clark.

COMMUNICATIONS AND PETITIONS.

The following communication was received from the Lewis and Clark Rod & Gun Club:

The members of your Honorable Body interested in fish and game are invited to attend meeting of the Lewis & Clark Rod and Gun Club at Commercial Club rooms at 8 o'clock this evening.

LEWIS AND CLARK ROD & GUN CLUB.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date, introduce the following Bills:

By Hanson: A Bill for an Act entitled, "An Act amending Section 1 of Chapter 42 of the Laws of the Sixteenth Legislative Assembly of the State of Montana of 1919, relating to the running at large of bulls on the public ranges or National Forest Reserves in the state of Montana, and providing penalties, therefor by adding another section designated as Section 5."

By Green of Flathead: "A Bill for an Act entitled, "An Act to amend Section 16 (f) of Chapter 96 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana, known as the Workman's Compensation Act, relating to the extent of medical and hospital services and medicines to be furnished injured employees."

By Wilcomb: A Bill for an Act to punish persons making derogatory statements affecting the financial standing of Banks and Trust Companies."

By Dowlin of Yellowstone: A Bill for an Act entitled: "An Act appropriating money to pay the salary of Charles A. Taylor, as Judge of the Thirteenth Judicial District Court, from September 1st, 1920, to December 11th, 1920."

By Faust: A Bill for an Act entitled, "An Act to provide for the construction of a fish hatchery for the propagation of food fish and other fish in Granite County, Montana, and to appropriate money therefor."

By MacDonald of Flathead: A Bill for an Act entitled, "An Act to amend Sections 2, 6, 7, 8, 9, 12, 14, 33, and 37 of Chapter 143, Acts of the Fifteenth Legislative Assembly of the State of Montana, relating to intoxicating liquors."

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

"Mr. Speaker:

We, your Committee on Printing to whom was referred House Bills No. 13 beg leave to report that the same has this day been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

"Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 24, entitled, "An Act amending Section 2081 of the Revised Codes of

Montana of 1907, relating to the establishment of Fire Districts in unincorporated towns and villages,' respectfully report as follows:

That Senate Bill No. 24 be concurred in.

O'HARA, Chairman."

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 65 entitled, 'An Act amending Section 1 of Chapter 107 of the Laws of the Twelfth Legislative Assembly of the State of Montana of 1911, relating to bonding fire districts in unincorporated towns and villages,' respectfully report as follows: That Senate Bill No. 65 be concurred in.

O'HARA, Chairman."

Report adopted.

Mr. Speaker:

We, your Committee on Agriculture, having had under consideration House Joint Memorial No. 2, introduced by Hanson and Rickard: 'Memorial to Congress of the United States to enact such Legislation as may be necessary to impose an import duty on flax for the protection of the flax growing industry of the United States,' respectfully report as follows:

That House Joint Memorial No. 2 do pass.

CONSER, Chairman."

Report adopted.

Mr. Speaker:

We, your Committee on Agriculture, having had under consideration House Bill No. 28, introduced by Ray: A Bill for an Act entitled, 'An Act to amend Section two of Chapter 162 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, entitled, "An Act to amend Section two of Chapter 25 of the Session Laws of the Fourteenth Legislative Assembly of Montana, entitled, 'An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of said liens,' respectfully report as follows: That House Bill No. 28 do pass.

CONSER, Chairman."

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following House Bills were introduced, read first and second times and referred to the following Committees:

H. B. No. 42, introduced by Ray: A Bill for an Act entitled: "An Act providing that mortgages of personal property, or their representatives or successors in interest shall execute and file a satisfaction of mortgage within sixty days after payment or substitution of mortgage and providing a penalty for failure to execute and file such satisfaction." Committee on Judiciary.

H. B. No. 43, introduced by Dillavou: A Bill for an Act entitled: "An Act to provide for a license tax on gasoline, distillate, liquid fuels and other volatile and inflammable liquids or compounded for the purpose of operating or propelling motor vehicles; to provide for collection thereof, to provide for returns to be made by dealers thereof, to provide for registering all dealers engaged in the distribution of and sale of gasoline, distillate and other volatile and inflammable fuels, to fix a penalty for the violation of the provisions of this Act, to define certain words, terms, and phrases used therein, and to repeal all Acts and parts of Acts in conflict herewith." Referred to Committee on Revenue and Taxation.

H. B. No. 44, introduced by Smith: A Bill for an Act entitled: "An Act limiting the length of all trains, in the State of Montana, making the violation thereof a misdemeanor, and providing a penalty therefor." Referred to Committee on Railroads and Transportation.

H. B. No. 45, introduced by Faust: A Bill for an Act entitled: "An Act relating to special improvements in districts in thickly populated localities outside of the limits of incorporated towns and cities and to empower the Board of

County Commissioners to create special improvement districts in such localities or for the purpose of constructing sanitary and storm sewers and installing lights, waterworks plants, sidewalks, and such other special improvements as may be petitioned for by sixty per cent of the freeholders affected by the same, and providing for the levy and collection of special assessments to pay for the same and adequately to maintain the same and to extend the payment of installments over any period not exceeding ten years, and to provide for the issuance of special improvement warrants or bonds in such special improvement district and repealing Chapter 123, Laws of 1915, Chapter 156, Laws of 1917 and Chapter 67, Laws of 1919." Referred to Committee on Judiciary.

H. B. No. 46, introduced by Cady: A Bill for an Act entitled: "An Act to create the Wolf Creek Game Preserve, designate its boundaries and to provide for the marking of such boundaries, and the protection and propagation of certain wild game within such preserve." Referred to Committee on Fish and Game.

THIRD READING OF SENATE BILLS.

On motion of Dillavou, duly seconded and carried, pursuant to notice given on Monday, January 17th, all Senate Bills from 1 to 94 inclusive, not already concurred in and now on third reading were read by title and history only.

S. B. No. 23, by Booth, having been read three several times and title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Word, Mr. Speaker. Total 103.

Noes: None.

Absent and not voting: Austin, Haskell, Jones, Rhoads, Rouleau. Total 5.

S. B. No. 26, by Booth, having been read three several times, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Block, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Mineral), Brown (Lewis & Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Worden, Mr. Speaker. Total 102.

Noes: None.

Absent and not voting: Austin, Haskell, Jones, Rhoads, Rouleau, Scofield. Total—6.

S. B. No. 27, by Booth, having been read three several times and title and history agreed to was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dun-

lar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Worden, Mr. Speaker. Total—98.

Noes: None.

Absent and not voting: Austin, Boorman, Crumbaker, Haskell, Haynes, Jones, Lakin, Rhoads, Rouleau, Scharnikow. Total—10.

At this time the Speaker called Dodds, Speaker Pro Tem, to the Chair.

S. B. No. 33, by Booth, having been read three several times, title and history agreed to, was concurred in, as amended, by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Hunter, Johnson (Fergus), Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Worden. Total—95.

Noes: None.

Absent and not voting: Austin, Crumbaker, Haskell, Hathaway, Haynes, Jones, Kenyon, Lakin, Rhoads, Rouleau, Scharnikow, Smith, Mr. Speaker. Total—13.

S. B. No. 36 by Booth, having been read three several times, title and history agreed to, was concurred in, as amended, by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Gullidge, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Worden. Total, 96.

Noes: None.

Absent and not voting: Austin, Bergeson, Crumbaker, Haskell, Hathaway, Haynes, Jones, Lakin, Phelps, Rhoads, Scharnikow, Mr. Speaker. Total—12.

S. B. No. 37, having been read three several times, title and history agreed to, was concurred in, as amended, by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid,

ickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Worden. Total, 94.

Noes: None.

Absent and not voting: Austin, Chatfield, Crumbaker, Haskell, Hathaway, Haynes, Jones, Lakin, O'Hara, Phelps, Roads, Rouleau, Scharnikow, Mr. Speaker. Total—14.

On motion, House recessed until 2:30 P. M.

AFTERNOON SESSION.

House resumed at 2:30 o'clock P. M.

Mr. Speaker in the chair.

On motion, House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following House Bills were introduced, read first and second times and referred to Committees as follows:

H. B. No. 47, by MacDonald of Flathead: A bill for an Act entitled: "An Act to amend Section 49 of Chapter 146 of the Montana Session Laws of 1909 as amended by Section 16 of Chapter 145, Montana Session Laws of 1915, providing for the levy of taxes in irrigation districts and changing the extent of the lien created thereby." Referred to Committee on Irrigation and Water Rights.

H. B. No. 48, by Brasier. A bill for an Act entitled: "An Act to provide a lien for repairs on personal property and providing a method for establishing and collecting the same." Referred to Committee on Judiciary.

H. B. No. 49, by Warren. A bill for an Act entitled: "An Act prescribing what acts constitute unlawful interference with or obstruction or injury to any lawful business, trade or occupation; making it unlawful for any person or persons, corporation, association or combination of persons to interfere with, obstruct or injure any such business, trade or occupation, and providing penalties for a violation thereof." Referred to Committee on Judiciary.

The following House Bills were introduced without previous notice and with unanimous consent of the House, and read first and second times and referred to Committees as follows:

H. B. No. 50, by Committee on Revenue and Taxation. A bill for an Act entitled: "An Act governing the disposition of moneys of all State Boards, Commissions, Departments and State Institutions, and requiring an appropriation of the Legislature for the disbursement of the same, and providing a penalty for the violation of the provisions of this Act." Referred to Committee on Revenue and Taxation.

H. B. No. 51, by Warren. A bill for an Act entitled: "An Act accepting on behalf of the State of Montana the invitation of the President of the United States as provided in Section 1814 of the Revised Statutes and agreeing to erect in the National Statuary Hall in the Capitol at Washington a statue of Wilbur F. Sanders." Referred to Committee on Federal Relations.

THIRD READING OF SENATE BILLS.

S. B. No. 39, by Booth, having been read three several times, title and history agreed to, was concurred in, as amended, by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reid, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scharni-

kow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Williams, Worden, Mr. Speaker. Total 87.

Noes: None.

Absent and not voting: Austin, Beley, Boorman, Brockway, Buell, Crumbaker, Green (Dawson), Gullidge, Haskell, Haynes, Johnson (Deer Lodge), Kemp, Province, Reeves, Rhoads, Rodgers, Rouleau, Sickler, Wallace, Warren, Wilcomb, Total 21.

S. B. No. 40, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reid, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Austin, Beley, Boorman, Brockway, Buell, Cooney, Covell, Dodds, Faust, Green (Dawson), Gullidge, Hanson, Haskell, Haynes, Johnson (Deer Lodge), Kemp, Province, Reeves, Rhoads, Rodgers, Rouleau, Sickler, Warren, Wilcomb. Total—24.

S. B. No. 43, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodman, Green (Flathead), Hathaway, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, King, Knudsvig, Lakin, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Reid, Riggs, Roberts, Rouleau, Sandy, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total—82.

Noes: None.

Absent and not voting: Austin, Beley, Boorman, Brockway, Buell, Cooney, Crumbaker, Faust, Goodland, Green (Dawson), Gullidge, Hanson, Haskell, Haynes, Johnson (Deer Lodge), Kemp, Province, Ray, Reeves, Rhoads, Rickard, Rixon, Rodgers, Sickler, Wade, Warren. Total—26.

S. B. No. 44, by Booth, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Black, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hathaway, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reid, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total—82.

Noes: None.

Absent and not voting: Austin, Beley, Blomquist, Boorman, Brockway, Buell, Conser, Crumbaker, Faust, Felton, Green (Dawson), Gullidge, Hanson, Haskell, Haynes, Johnson (Deer Lodge), Kemp, Provinse, Reeves, Rhoads, Rickard, Rouleau, Sickler, Warren, Wilcomb. Total—26.

S. B. No. 46, by Booth, having been read three several times, title and history agreed to, was concurred in, as amended, by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis & Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Felton, Geis, Gillette, Goodland, Green (Dawson), Green (Flathead), Hathaway, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penden, Penewell, Perrine, Provinse, Ray, Reeves, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Williams, Worden, Mr. Speaker. Total—85.

Noes: None.

Absent and not voting: Austin, Beley, Boorman, Brockway, Buell, Covell, Fairgrieve, Goodman, Gullidge, Hanson, Haskell, Haynes, Johnson (Deer Lodge), Jones, Phelps, Reid, Rhoads, Rouleau, Sickler, Silver, Wallace, Warren, Wilcomb. Total—23.

The Speaker at this time called Dodds, Speaker Pro Tem to the Chair.

S. B. No. 48, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis & Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hathaway, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reid, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden. Total—85.

Noes: None.

Absent and not voting: Austin, Beley, Boorman, Brockway, Buell, Crumbaker, Fairgrieve, Green (Dawson), Gullidge, Hanson, Haskell, Haynes, Johnson (Deer Lodge), Jones, Kemp, Reeves, Rhoads, Rickard, Rouleau, Sickler, Warren, Wilcomb, Mr. Speaker. Total—23.

S. B. No. 49, by Booth, having been read three several times title and history agreed to, was concurred in, as amended, by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Fairgrieve, Felton, Geis, Goodland, Goodman, Green (Flathead), Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reid, Riggs, Rixon, Roberts, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Worden, Dowlin (Yellowstone), Williams, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Austin, Beley, Boorman, Brockway, Buell, Crumbaker, Dunbar, Dunn, English, Faust, Gillette, Green (Dawson), Gullidge, Hanson, Haskell, Haynes, Jones, Kemp, Provinse, Reeves, Rhoads, Rickard, Rouleau, Sales, Shoemaker (Yellowstone), Sickler, Warren, Wilcomb. Total 28.

S. B. No. 50, by Booth, having been read three several times, title and history agreed to, was concurred in, as amended, by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Felton, Geis, Goodland, Goodman, Green (Flathead), Hathaway, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Riggs, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total 76.

Noes: Cavanaugh, King, Skulason. Total 3.

Absent and not voting: Austin, Beley, Boorman, Brockway, Buell, Crumbaker, English, Faust, Gillette, Green (Dawson), Gullidge, Hanson, Haskell, Haynes, Johnson (Deer Lodge), Jones, Kemp, O'Hara, Provinse, Reeves, Reid, Rhoads, Rickard, Rixon, Rouleau, Shoemaker (Yellowstone), Sickler, Warren, Wilcomb. Total 29.

S. B. No. 52, by Booth, having been read three several times, title and history agreed to, was concurred in, as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Felton, Geis, Goodland, Goodman, Green (Flathead), Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Rickard, Riggs, Roberts, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Austin, Beley, Boorman, Brockway, Buell, Cooney, Crumbaker, Dunn, English, Faust, Gillette, Green (Dawson), Gullidge, Hanson, Haskell, Johnson (Deer Lodge), Kemp, O'Hara, Provinse, Reid, Rhoads, Rixon, Rodgers, Rouleau, Sales, Shoemaker (Yellowstone), Sickler, Warren, Wilcomb. Total 28.

S. B. No. 53, by Booth, having been read three several times, title and history agreed to, was concurred in, as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reid, Riggs, Roberts, Sales, Sady, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total 79.

Noes: Rodgers. Total 1.

Absent and not voting: Austin, Beley, Boorman, Brockway, Buell, Carlson, Crumbaker, Dowlin (Rosebud), Dunn, English, Faust, Green (Dawson), Gullidge, Hanson, Haskell, Johnson (Deer Lodge), Lakin, Provinse, Reeves, Rhoads, Rickard, Rixon, Rouleau, Shoemaker (Yellowstone), Sickler, Snell, Warren, Wilcomb. Total 28.

S. B. No. 54, by Booth, having been read three several times, title and history agreed to, was concurred in, as amended, by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dodds,

Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Jones, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Ray, Reid, Riggs, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Austin, Beley, Boorman, Buell, Cady, Crumbaker, Dillavou, Dowlin (Rosebud), Green (Dawson), Hanson, Haskell, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Lakin, Penewell, Provinse, Reeves, Rhoads, Rickard, Rixon, Rouleau, Shoemaker (Yellowstone), Sickler, Silver, Warren, Wilcomb. Total 27.

S. B. No. 59, by Booth, having been read three several times, title and history agreed to, was concurred in, as amended, by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reid, Riggs, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Worden, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Austin, Buell, Cady, Crumbaker, Dowlin (Rosebud), Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Lakin, Provinse, Reeves, Rhoads, Rickard, Rixon, Rouleau, Shoemaker (Yellowstone), Sickler, Warren, Wilcomb, Williams. Total, 22.

S. B. No. 62, by Booth, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Ray, Reeves, Rickard, Riggs, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Austin, Buell, Cooney, Dowlin (Rosebud), Green (Dawson), Gullidge, Hanson, Haskell, Lakin, Phelps, Provinse, Reid, Rhoads, Rixon, Rouleau, Shoemaker (Yellowstone), Sickler, Warren, Wilcomb. Total 19.

S. B. No. 64, by Booth, having been read three several times, title and history agreed to, was concurred in, as amended, by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Cavanaugh, Charters, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Reeves, Reid, Riggs, Roberts, Sales, Sandy, Scharnikow, Sco-

field, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone) Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Williams, Worden, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Austin, Buell, Carlson, Cooney, Crumbaker, Green, (Dawson), Gullidge, Hanson, Haskell, MacDonald (Flathead), McQuarrie, Province, Ray, Rhoads, Rickard, Rixon, Rodgers, Rouleau, Sickler, Wade, Warren Wilcomb. Total 22.

S. B. No. 66, by Booth, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow) McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Reeves, Reid, Riggs, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total 91.

Noes: None.

Absent and not voting: Austin, Buell, Crumbaker, Green (Dawson), Gullidge, Hanson, Haskell, Hills, Province, Ray, Rhoads, Rickard, Rixon, Rouleau, Sickler, Warren, Wilcomb. Total—17.

S. B. No. 70, by Booth, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rickard, Riggs, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total—89.

Noes: None.

Absent and not voting: Austin, Buell, Crumbaker, Dunbar, Green (Dawson), Gullidge, Hanson, Haskell, Jones, Parsons, Province, Rhoads, Rixon, Roberts, Rouleau, Shoemaker (Lewis & Clark), Sickler, Warren, Wilcomb. Total—19.

On motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The Committee on Mileage and Per Diem, reported as follows:

Mr. Speaker:

We, your Committee on Mileage and Per Diem beg leave to submit the following corrections in report of mileage heretofore submitted, for the following members of the House of Representatives:

H. E. Rickard, mileage originally reported Poplar to Helena and return, 840. Additional 50 miles, Poplar to Helena and return. Balance due \$5.00.

Arthur Williams, mileage originally reported, Radersburg to Helena and return, 66 miles. Additional mileage, 44 miles, Radersburg to Helena and return. Balance due \$4.40.

B. B. Sandy, mileage originally reported, Elgin to Helena and return, 1026. Additional mileage, 56 miles, Elgin to Helena and return, balance due \$5.60.

Respectfully submitted,

Report adopted.

KEMP, Chairman.

The Committee on Revenue and Taxation, reported as follows:

Mr. Speaker:

We, your committee on Revenue and Taxation, having had under consideration H. B. No. 50, being a bill for an act entitled, "An Act governing the disposition of all moneys of all State Boards, Commissions, departments, and state institutions, and requiring an appropriation of the Legislature for the disbursement of the same, and providing a penalty for the violation of the provisions of this act," respectfully report as follows, that H. B. No. 50 do pass.

COONEY, Chairman.

Report adopted.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, House adjourned until 10:30 o'clock A. M., Wednesday.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN, Chief Clerk.

SEVENTEENTH DAY

Helena, Montana, January 19, 1921.

House met at 10:30 A. M., pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called and all present except: Austin, Brasier, King, Sickler, Stevens.

Haskell excused.

Quorum present.

Johnson of Silver Bow, from the Committee on the Journal, reported the Journal for the 16th day as read and found correct.

Report approved.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate:

Helena, Montana, January 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees made the following reports:

Committee on Engrossed Bills; reported S. B. Nos. 16, 18, 35, 31, 57, 58, 60, 71, 72, 87, 89, 90, 91, 92, and 94 correctly engrossed.

Committee on Fairs and Expositions; reported having under consideration S. B. No. 112, by Junod: "An Act to amend Section 2931, of the Revised Codes as amended by Section 5 of Chapter 131, Laws of the 15th Legislative Assembly, relative to County Fairs, and recommend that Bill be amended as follows: In Section 1, line 8, after the word "Fair," insert the following: 'but not for the purchase of land or the erection of buildings,' and as so amended, that the Bill do pass.

Committee on Judiciary; reported, having had under consideration S. B. No. 75 by Booth, "An Act amending Section 2011 of Chapter 76, Laws of the 13th Legislative Assembly, relating to the duty of County Clerks and recommend that the title of said Bill be amended by striking out the last words, "County Clerks," and inserting in lieu thereof the words, "County Assessors;" and amend Section 1, Line 12, by striking out the words "County Clerk", and inserting in lieu thereof "County Assessors." Amend Section 1, line 15, by striking out the word "October," and inserting in lieu thereof, "July." Amend by striking out Section 2, and that as so amended, the bill do pass.

S. B. No. 88, by Booth, "An Act amending Section 3, of Chapter 11, Laws of the 16th Legislative Assembly, relating to the payment of wages of employees, recommended that said bill be amended by striking out in Lines 13 and 14, the words 'including persons, co-partnerships and corporations engaged in Agricultural pursuits;' and insert in lieu thereof, the words: 'except agricultural labor.' Amend by striking out in Line 14 the word 'or', and insert in lieu thereof, the word 'on'. Amend Section 1 of said Bill by adding thereto, after the word

'Act.' in Line 22, the following: 'Provided, however, that if the employer shall within the period herein specified, tender in money to such discharged employe, the full amount of the wages lawfully due, such employe, the penalty herein shall not attach.' Amend by striking out Section 3, and that as so amended the Bill do pass.

S. B. No. 81, by Booth, "An Act amending Sections 1, 2, 3, 4, 5, 6, 7, and 13, of Chapter 12 of Chapter 172, Laws of the 15th Legislative Assembly, relating to special improvements on roads and highways, etc., and recommended that said Bills be amended by striking out Section 15, and re-referred to the Committee on Roads and Highways."

S. B. No. 74, by Booth, "An Act to amend Section 1912 of Chapter 76, Laws of the 13th Legislative Assembly, relating to free text books, and recommended that said Bill be amended by striking out Section 3, and that as so amended the Bill do pass."

S. B. No. 76, by Booth, "An Act amending Sections 1 and 2 Chapter 92, Laws of the 15th Legislative Assembly, relating to the appointment of Boiler Inspectors and Mine Inspectors, and recommended that said Bill be amended by striking out Section 4," and that as so amended, the Bill do pass.

S. B. No. 77, by Booth, "An Act amending Section 2 of Chapter 95, Laws of the 15th Legislative Assembly, relating to the abatement of certain places, termed nuisances, and recommended that said Bill be amended by striking out Section 3," and that as so amended the Bill do pass.

S. B. No. 83, by Booth, "An Act amending Section 6 of Chapter 119, Laws of the 15th Legislative Assembly, recommended that said Bill be amended by striking out Section 3," and that as so amended, the Bill do pass.

S. B. No. 82, by Booth, "An Act to establish Reference Bureau, in connection with the Law Department of the Library of Montana and recommended that said Bill be amended," by striking out Section 4, and that as so amended the Bill do pass.

S. B. No. 101, by Edwards, "An Act to amend Section 165, and 166, of the Revised Codes and to repeal Chapter 37, Laws of the 14th Legislative Assembly" and recommend that said Bill do pass.

The above reports were adopted.

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 18, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times, and referred to Committees as designated:

S. B. No. 116 by Leuthold, "An Act to amend Chapter 61 of the Montana Session Laws of 1913, and giving the Governor authority to quarantine Districts within the State for insect pests and plant diseases." Referred to Committee on Horticulture.

S. B. No. 117, by Paul, "An Act to amend Section 1, Chapter 226 of the Laws of the 16th Legislative Assembly of Montana of 1919, being an Act to provide for the creation, organization and classification of new Counties; for locating County Seats; for the election and appointment of Officers for the adjustment and fulfillment of the rights and obligations arising between such new Counties and other Counties, and to repeal Chapter 139 of the Session Laws of the 14th Legislative Assembly of 1915." Referred to Committee on New Counties and Divisions.

S. B. No. 118, by Greening, "An Act accepting the provisions of Section 16 of Public Act of the 66th Congress, No. 239, entitled, 'An Act to provide for the allotment of lands of the Crow Tribe, for the distribution of Tribal Funds, and for other purposes.'" Referred to Committee on Federal Relations.

S. B. No. 119, by McCone, "An Act to amend Section 2 of Chapter 83 Session Laws of the 15th Legislative Assembly of the State of Montana 'An Act relating to a Mothers' Pension and for the care of dependent children in their own home by their mother, the father of said children being dead, or an inmate of some Montana Institution, or who has failed to provide for said children for a period of one year or more, or who is physically or mentally incapacitated, and whose mother is financially unable to support such children; providing a penalty

for the violation thereof, and repealing Sections 1, 2, 3, 4, 5, 6, and 7, of Chapter 86 of the Session Laws of the Fourteenth Legislative Assembly." Referred to Committee on Judiciary.

S. B. No. 120, by Donlan, "An Act to create, establish and organize the Public Service Commission of Montana, to define its powers, duties and functions, and the rights, remedies, powers and duties of common carriers, public utilities, Public Service Corporations, Public Corporations organized for Irrigation or Reclamation, Irrigation Districts, and Public Mills as hereinafter defined, and the rights and remedies of patrons of said carriers, utilities, corporations, Districts and Public Mills, and to place under the said Public Service Commission of Montana hereby created, all the subjects now regulated by, and to endow the said Public Service Commission of Montana with all the rights, powers, functions and duties now possessed, held and exercised by the Board of Railroad Commissioners of the State of Montana, the Public Service Commission of Montana, the Montana Trade Commission for the control of Public Mills and the Montana Irrigation Commission, and to give to said Commission hereby created certain additional powers and duties, and to provide remedies for the enforcement of the provisions of this Act and penalties for offenses by common carriers, public utilities, public service corporations, public corporations organized for irrigation or reclamation, irrigation districts, public mills, and their officers, agents and employes, and by other persons and corporations and generally to provide hereby a comprehensive and unified system for the regulation and control by the State of the subject herein named, and for the exercise of the sovereign power of rate making through the Commission hereby created, and repealing Chapter 37 Laws 1907; Chapter 105 Laws 1909, Chapter 136, Laws 1909, Chapter 136 Laws 1911, Chapter 18 Laws 1913, Chapter 26, Laws 1913, Chapter 52 Laws 1913, Chapter 53 Laws 1913, Chapter 65 Laws 1913, Chapter 115 Laws 1913, Chapter 2 Laws 1917, Chapter 135, Laws 1917, Chapter 109 Laws 1919, Chapter 148 Laws 1919, Chapter 151 Laws 1919, Chapter 186 Laws 1919, Chapter 188 Laws 1919, Chapter 223 Laws 1919, Chapter 13 Laws Extra Session 1919, Chapter 14 Laws Extra Session 1919, and all Acts and parts of Acts in conflict with this act or the provisions thereof and the objects hereby sought to be obtained." Referred to Judiciary Committee.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 18, 1921.

I am directed by the Senate to inform your Honorable Body of introduction of H. B. No. 26 by MacDonald of Flathead, relating to Irrigation Districts, was this day read first and second time and referred to the Committee on Irrigation and Water Rights.

House Joint Memorial No. 1, introduced by Committee on Livestock and Public Ranges, relative to the regulation of the packing industry, read first and second time, referred to Committee on Stockgrowing and Grazing.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 18, 1921.

Mr Speaker :

I am directed by the Senate to inform your Honorable Body that the following notices of introduction of bills were received and read :

Mr. McCone: An Act for the protection and conservation of the supply of natural gas of the State of Montana, prohibiting the waste and wasteful use of natural gas thru the burning or consumption thereof for the manufacturing or producing of carbon or other resultant products therefrom, prohibiting the taking, using, sale or other disposition of natural gas from gas wells for such purposes, and providing penalties for the violation of such Act.

By Griffin: An Act to amend Chapter 33 of the Session Laws of the 15th Legislative Assembly of the State of Montana, entitled, "An Act to amend Section 2451 of the Revised Codes of Montana of 1907, relating to notice of application for Tax Deeds."

By Haley: An Act requiring citizenship, as qualification for employees of the State, Counties, Cities and School Districts, and prohibiting such employment

within certain degrees of relationship or kinship, and prohibiting the employment of the wives of public officers in other public offices and providing penalties for the violation of this Act.

By Lewis: An Act to amend Sections 1 and 3 of the law initiated and passed by the people of the State of Montana at the General Election of 1912. "A Bill to propose by initiative petition a law to provide for the expression by the people of the State of Montana of their preference for party candidates for President and Vice President of the United States, the election of delegates to the Presidential Convention and the nomination of Presidential Electors by direct vote."

By Lewis: An Act to amend Sections 2, 3, 9, 10, 16, 17, 18, 21 and 32 and to repeal Sections 20 and 22 of the Law initiated and passed by the people of the State of Montana at the General Election of 1912, entitled, "A Bill to propose by initiative petition a law to provide for party nomination by direct vote, and to add two new Sections thereto to be known as Sections 3A and 3B; and declaring this Act to be an emergency law and a law necessary for the immediate preservation of the Public Peace and Safety."

By Pauline: A Bill for the purpose of repealing Chapter 2 of the Laws of the Extraordinary Session of the 15th Legislative Assembly of the State of Montana.

By Pauline: A Bill to amend Section 2 of Chapter 25 of the Laws of the 14th Legislative Assembly, as amended by Chapter 162 of the Laws of the 15th Legislative Assembly of the State of Montana, concerning Threshermen's Liens.

By Pauline: An Act relating to bonds of Irrigation Districts, providing under what circumstances such bonds shall be legal investments for funds of banks, insurance companies and trust companies, trust funds, state school funds and any money or funds which may now or hereafter be invested in bonds of cities, counties, school districts or municipalities, and providing under what circumstances the use of bonds of Irrigation Districts as security for the performance of any act may be authorized.

By Mains: An Act relating to School Bonds and authorizing the issuance of funding school bonds in payment for borrowed money to take up outstanding warrants.

By McKay: An Act creating the Industrial Commission of the State of Montana providing for the appointment of Members of said Commission, fixing their salaries and prescribing their powers and duties, providing for the compensation of injured or killed employees and their representatives and creating the Workmen's Compensation Fund of the State of Montana for that purpose, prescribing the duties and liabilities of employees and employers; providing for expenditures hereunder and limiting the amount thereof; and making appropriation for carrying out the purposes of this Act.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File, respectfully report as follows:

S. B. No. 17, and recommend that it do pass.

Substitute for S. B. No. 22, and recommend that it be amended as follows:

Amend Section 1, by adding after the word "the" in Line 19 before the word "Sheriff" the following words: "Montana Livestock Commission and the"; amend Section 1 by striking out in Lines 30 and 31 the words "from the date they are taken into his possession until the final outcome of the suit", and inserting in lieu thereof the words "while in his possession", and as amended recommend that same do pass.

S. B. No. 98, and recommend that it be amended as follows: Amend title to S. B. No. 98 by adding to the title the words "and providing penalties for the violation thereof", and as amended recommend that it do pass.

S. B. No. 102, and recommend that it do pass.

S. B. No. 105, and recommend that it do pass.

S. B. No. 106, and recommend that it do pass.

S. B. No. 74, and recommend that it do pass.

S. B. No. 75, and recommend that it do pass.

S. B. No. 76, and recommend that it do pass.

S. B. No. 77, and recommend that it do pass.

S. B. No. 82, and recommend that it be amended as follows:

Amend the title by adding thereto after the word "Montana", the words "and repealing Chapter 65 of the Acts of the Eleventh Legislative Assembly of Montana of 1909", and as amended recommend that it do pass.

S. B. No. 83, and recommend that it do pass.

S. B. No. 88, and recommend that it do pass.

S. B. No. 111, and recommend that it do pass.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Donlan, duly seconded and carried, S. B. No. 111 was considered engrossed and placed on the calendar for third reading.

That on motion of Senator Booth, duly seconded and carried, S. B. No. 35 was taken from the calendar and re-referred to the Judiciary Committee.

That at 3:30 o'clock P. M., the Senate adjourned to meet Tuesday, January 19th, at 10 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

January 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read the third time, title agreed to and passed, and are herewith transmitted to the House for its concurrence:

S. B. No. 16, by Booth. "An Act amending Section 1727 of the Revised Codes of 1907, relating to enclosures of street cars, etc."

S. B. No. 18, by Booth. "An Act amending Section 1912 of the Revised Codes, relating to penalties for fraudulent bounty claims."

S. B. No. 41, by Booth. "An Act amending Section 1425 of the Revised Codes, relating to persons who may take by testamentary disposition."

S. B. No. 57, by Booth. "An Act amending Section 8475 of the Revised Codes, relating to penalties for trespassing livestock."

S. B. No. 58, by Booth. "An Act amending Section 8683 of the Revised Codes, relating to obtaining money by false pretense."

S. B. No. 60, by Booth. "An Act amending Section 9791 of the Revised Codes, relating to the President of the Montana Industrial Schools."

S. B. No. 71, by Booth. "An Act amending the 16th Sub-division of Section 1 of Chapter 79, Laws of the 15th Legislative Assembly."

S. B. No. 72, by Booth. "An Act to amend Chapter 86 of the Laws of the 13th Legislative Assembly."

S. B. No. 87, by Booth. "An Act relating to the powers of Justices' Courts after acquiring jurisdiction by service of process."

S. B. No. 89, by Booth. "An Act amending Section 4 of Chapter 99, of the Laws of the 16th Legislative Assembly."

S. B. No. 90, by Booth. "An Act amending Section 26, of Chapter 209, of the Laws of the 16th Legislative Assembly."

S. B. No. 91, by Booth. "An Act relating to publication in the Session Laws of the County Boundaries."

S. B. No. 92, by Booth. "An Act relating to the employment of the Superintendent and Matron for the State Orphans' Home."

S. B. No. 94, by Booth. "An Act relating to the commitment of delinquent children to the Montana State Industrial Schools."

S. B. No. 111, by Burlingame. "An Act to provide for the designation and appointment from time to time of District Judges to act in the capacity of Commissioners of the Supreme Court to relieve the Court from the overburdened

conditions of its calendar, and to provide required additional clerical assistance, and prescribing duties of District Judges."

Senate Joint Resolution No. 1, by Pauline. "Relating to the efforts of the State of Washington and the citizens thereof to dam the outlet of Flathead Lake in Flathead County, Montana, and hold back and impound the waters entering said Lake and creating thereby a storage reservoir for the irrigation of lands in said State of Washington under what is called the Columbia Basin Irrigation Project."

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date, introduce the following bills:

By Hunter, by request: A Bill for an Act entitled: "An Act to amend Section 3(c), 3(d), 3(f), 3(g), 3(h), 3(i), 3(k), 4(a), 6(j), 10(a), 14(c), 14(d), 16(a), 16(b), 16(d), 16(e), 16(f), 16(g), 16(h), 16(i), 16(k), 16(o), 30(a), 30(b), 35(a), 40(a), 40(h), 40(o), 40(t), 35(b), of Chapter 96, Acts of Fourteenth Legislative Assembly of the State of Montana, and being an Act entitled: 'An Act providing for the protection, safety of workmen in all places of employment and for the inspection and regulation of places of employment in all inherently hazardous works and occupations; providing a schedule of compensation for injury to or death of workmen and methods of paying the same, and prescribing the liabilities of employers who do not elect to pay such compensation; establishing the Industrial Accident Board, defining its powers and duties, and providing for a review of its rewards'."

By Dodds: A Bill for an Act entitled: "An Act appropriating money to pay the deficiency claims incurred in the maintenance and operation of the Montana Soldiers' Home for the years of 1919 and 1920."

By Dodds: A Bill for an Act entitled: 'An Act to amend Section 1298 of the Revised Codes of Montana, 1907, and Section 2 of Chapter 23 of the Session Laws of the Eleventh Legislative Assembly, relating to the Montana State Soldiers' Home'."

By Silver, by request: A Bill for an Act entitled: "An Act to amend Section 7166 of the Revised Codes of 1907, relating to the awarding of Counsel Fees as costs on foreclosure of liens."

REPORTS OF STANDING COMMITTEES.

The Judiciary Committee made the following report:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 45, entitled "An Act amending Sections 6656 and 6657 of the Revised Codes of Montana of 1907, relating to attachments", respectfully report as follows:

That S. B. No. 45 be amended as follows:

By striking out in Sections 1 and 2 the words "a contract to marry or", and when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 51 entitled "An Act to amend Section 7600 of the Revised Codes of Montana of 1907, as amended by Chapter 187 of the Laws of the 16th Legislative Assembly of Montana of 1919", respectfully report as follows: That S. B. No. 51 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 55 entitled: "An Act to amend Sections 7778 and 7779 of the Revised Codes of Montana of 1907, relating to Mortgages and Leases of Real Property of Wards", respectfully report as follows: That S. B. No. 55 be concurred in.

O'HARA, Chairman.

Report adopted.

The Appropriations Committee made the following report:

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration H. B. No. 38, a Bill for an Act entitled "An Act appropriating money for the mileage and per diem of Presidential Electors elected at the General Election November 2, 1920 from their respective residences to Helena, Montana, January 10, 1921, and return; also for mileage and per diem for messenger to carry results of Presidential Vote from Helena, Montana, to Washington, D. C. and return." beg leave to report the same back to the House with the recommendation that it do pass.

BUELL, Chairman.

On motion of Warren, duly seconded and carried, H. B. No. 38 was re-referred to Committee on Appropriations.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration H. B. No. 39, a Bill for an Act entitled: "An Act appropriating money for the maintenance of the offices of Attorney General, Secretary of State, State Auditor, State Treasurer, and Superintendent of Public Instruction for the months of January and February, 1921; also for a deficit in the offices of the Attorney General for the year 1920, in the sum of \$226.84," beg leave to report the same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

H. B. No. 52, by Dowlin, read first and second times at length, A Bill for an Act entitled: "An Act appropriating money to pay the salary of Chas. A. Taylor, as Judge of the 13th Judicial District Court, from September 1, 1920, to December 11, 1920." Referred to Committee on Appropriations.

H. B. No. 53, By Hanson: A Bill for an Act entitled: "An Act amending Section 1 of Chapter 42 of the Laws of the 16th Legislative Assembly of the State of Montana of 1919, relating to the running at large of Bulls on the Public Ranges or National Forest Reserves in the State of Montana, and providing penalties therefor, by adding another section designated as Section 5." Referred to Committee on Live Stock and Public Ranges.

H. B. No. 54, by MacDonald of Flathead: A Bill for an Act entitled: "An Act to amend Sections 4, 6, 7, 8, 9, 12, 14, 36, 37, of Chapter 143 Acts of the 15th Legislative Assembly of the State of Montana, relating to intoxicating liquors." Referred to Committee on Judiciary.

H. B. No. 55, by Black, by request: read first and second times at length: A Bill for an Act entitled: "An Act to regulate the appropriation, diversion, storage, distribution, measurement, use of the public waters of the state and appropriating money for the purpose of carrying out the provisions of this act." Referred to Committee on Irrigation and Water Rights.

H. B. No. 56, by Green of Flathead: A Bill for an Act entitled: "An Act to amend Section 16 (f) of Chapter 96 of the Session Laws of the 14th Legislative Assembly of the State of Montana, known as the Workmen's Compensation Act, relating to the extent of Medical and Hospital Services and Medicines to be furnished injured employees." Referred to Committee on Workmen's Compensation.

H. B. No. 57, by Hunter, read first and second times at length: A Bill for an Act entitled: "An Act to provide for the payment of pensions to aged people: to create the office of State Pension Commissioner; prescribe his duties and powers: create the office of County pension agent; prescribe his duties and powers: and to make an appropriation to carry out the provisions of this act." Referred to Committee on Judiciary.

H. B. No. 58, by Faust, read first and second times at length: A Bill for an Act entitled: "An Act to provide for the Construction of a Fish Hatchery for the Propagation of Food Fish and other Fish in Granite County, Montana, and to appropriate money therefor." Referred to Committee on Fish and Game.

H. B. No. 59, by Carlson: A Bill for an Act entitled: "An Act creating the Industrial Commission of the State of Montana, providing for the appointment of the members of said Commission, fixing their salaries and prescribing their powers and duties; providing for the Compensation of injured or killed employees and their representatives, and creating the Workmen's Compensation Fund of the State of Montana for that purpose; prescribing the duties and liabilities of employees and employers; providing for expenditures hereunder and limiting the amount thereof; and making an appropriation for carrying out the purpose of this act," referred to Committee on Workmens' Compensation.

The following Senate Bills were this day introduced, read first and second times, and referred to Committees as follows:

S. B. No. 16, by Booth: A Bill for an Act entitled: "An Act amending Section 1727 of the Revised Codes of 1907, relating to enclosures on street cars, etc." Referred to Judiciary Committee.

S. B. No. 18, by Booth: A Bill for an Act entitled: "An Act amending Section 1912 of the Revised Codes, relating to penalties for fraudulent bounty claims." Referred to Judiciary Committee.

S. B. No. 41, by Booth: A Bill for an Act entitled: "An Act amending Section 1425 of the Revised Codes, relating to persons who may take by testamentary disposition." Referred to Judiciary Committee.

S. B. No. 57, by Booth: A Bill for an Act entitled: "An Act amending Section 8475 of the Revised Codes, relating to penalties for trespassing livestock." Referred to Judiciary Committee.

S. B. No. 58, by Booth: A Bill for an Act entitled: "An Act amending Section 8683 of the Revised Codes, relating to obtaining money by false pretense." Referred to Judiciary Committee.

S. B. No. 60, by Booth: A Bill for an Act entitled: "An Act amending Section 9791 of the Revised Codes, relating to the President of the Montana Industrial Schools." Referred to Judiciary Committee.

S. B. No. 71, by Booth: A Bill for an Act entitled: "An Act amending the 16th Sub-Division of Section 1 of Chapter 79, Laws of the 15th Legislative Assembly." Referred to Judiciary Committee.

S. B. No. 72, by Booth: A Bill for an Act entitled: "An Act to amend Chapter 86 of the Laws of the 13th Legislative Assembly." Referred to Judiciary Committee.

S. B. No. 87, by Booth: A Bill for an Act entitled: "An Act relating to the powers of Justices' Courts after acquiring jurisdiction by service of process." Referred to Judiciary Committee.

S. B. No. 90, by Booth: A Bill for an Act entitled: "An Act amending Section 26 of Chapter 209, of the Laws of the 16th Legislative Assembly." Referred to Judiciary Committee.

S. B. No. 91, by Booth: A Bill for an Act relating to publication in the Session Laws of the County boundaries." Referred to Judiciary Committee.

S. B. No. 92, by Booth: A Bill for an Act entitled: "An Act relating to the Employment of a Superintendent and matron for the State Orphans' Home." Referred to Judiciary Committee.

S. B. No. 94, by Booth: A Bill for an Act entitled: "An Act relating to the commitment of delinquent children to the Montana State Industrial Schools." Referred to Judiciary Committee.

S. B. No. 111, by Burlingame: A Bill for an Act entitled: "An Act to provide for the designation and appointment from time to time of District Judges to act in the capacity of Commissioners of the Supreme Court to relieve the Court from the overburdened condition of its calendar, and to provide required additional clerical assistance, and prescribing duties of District Judges." Referred to Judiciary Committee.

Senate Joint Resolution No. 1, by Pauline, "Relating to the efforts of the State of Washington and the citizens thereof to dam the outlet of Flathead Lake in Flathead County, Montana, and hold back and impound the waters entering said Lake and creating thereby a storage reservoir for the irrigation of lands in said State of Washington under what is called the Columbia Basin Irrigation Project." Referred to Committee on Irrigation and Water Rights.

S. B. No. 89, by Booth, "An Act amending Section 4, Chapter 99 of the laws of the 16th Legislative Assembly."

On motion, of Skulason, duly seconded and carried, the House resolved itself into a Committee of the Whole for the consideration of General Orders: all bills to be read by title and section only.

GENERAL ORDERS.

Dillavou in Chair.

House resumed.

Mr. Speaker in Chair.

The Committee of the Whole, reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration House bills Nos. 17, 23, and 29, and Senate Bills Nos. 24, 25, 51, 55, and 65, respectfully report as follows:

That H. B. No. 17, by Stevens, be re-referred to Committee on Military Affairs.

That H. B. No. 23, by O'Hara, have enacting clause stricken out.

That H. B. No. 29, by Scharnikow, be passed with the following amendment:

Amend Section 1 by adding after the words "Railroad Companies" on line two (2) of the printed bill the words "County Official or Automobile Club."

That S. B. No. 24 by Booth, be concurred in,

That S. B. No. 45 by Booth, be concurred in as amended.

That S. B. No. 51, by Booth, be concurred in.

That S. B. No. 55 by Booth, be concurred in as amended.

That S. B. No. 65 by Booth, be concurred in as amended.

DILLAVOU, Chairman.

Report adopted.

Pursuant to the report of the Committee of the Whole, the Speaker re-referred House Bill No. 17, by Stevens, back to the Committee on Military Affairs.

On motion of Dodds, the House recessed until 2:30 o'clock P. M.

AFTERNOON SESSION.

House resumed at 2:30 o'clock P. M.

Mr. Speaker in the Chair.

House reverted to Order of Business No. 1.

COMMUNICATIONS AND PETITIONS.

The following communication was received from the Montana Irrigation and Drainage Institute and was referred to the Committee on Irrigation and Water Rights:

1-17-21.

State Legislature, Helena, Montana.

Gentlemen:

I am sending you a copy of the Resolutions adopted by the Montana Irrigation and Drainage Institute, some of which contain recommendations for your consideration.

Yours very truly,

H. E. MURDOCK, Secretary-Treasurer.

RESOLUTION.

The committee on resolutions respectfully presents the following resolutions or adoption by this convention:

1. BE IT RESOLVED that this convention express its cordial appreciation of the efforts of its officers in accomplishing its success of the convention; to its committee on legislation for its effective work; to the city of Billings for its cordial reception and particularly the commercial club for the use of its facilities; and to the prominent representatives of Canada and our sister states, railroad officials and other interests closely allied with the work of the convention.

2. WHEREAS, the soil resources of Montana are the most important and valuable asset of the State and

WHEREAS knowledge of the nature and extent of these resources are of vital importance to the growth and development of the State and without such knowledge development can proceed in only a haphazard fashion.

BE IT RESOLVED that the State Legislature be requested to make a sufficient appropriation to be expended by the Montana Experiment Station in making a complete and comprehensive soil survey of the State.

3. WHEREAS agricultural statistics are necessary to show the value of irrigation and to demonstrate the importance of the State from the standpoint of Agriculture:

BE IT RESOLVED that the County Assessor's Office be required to gather information in regard to areas under irrigation, areas farmed by dry farming method, areas used for stock grazing, crops raised, number of stock, quantities of water used, etc.

4. WHEREAS, in the investigation of proposed projects involving the use of water, whether for irrigation, power or other purposes, it is essential that an accurate knowledge of the water supply be obtained and

WHEREAS, our present knowledge of stream flow in the State is inadequate for the determination of the water available for many of the proposed and possible developments.

BE IT RESOLVED that we recommend to the Legislature the appropriation of a liberal amount for stream measurement work to supplement the work of the U. S. Geological Survey and to be spent in co-operating with that organization.

5. WHEREAS, the Northwestern Irrigation Congress held in the City of Seattle, September 16th, 17th and 18th formed what is now known as the Northwestern Reclamation League which on October 17th at the City of Spokane, affiliated with the Western States Reclamation Association, and adopted plans for the development by irrigation and drainage of the great Northwest.

BE IT RESOLVED that we go on record as endorsing their efforts in this great work, and pledge them our hearty cooperation and support.

6. WHEREAS, upward of 100,000 people in the Yellowstone Valley are applicants before the Federal Government for a right to construct a dam across the Yellowstone River near its outlet from Lake Yellowstone, in the Yellowstone Park, which dam will so control the periodical flood along the Yellowstone that property thereon may be saved in annual damage running into the thousands of dollars, and will also provide storage water sufficient for the reclamation of hundreds of thousands of acres of arid and barren land, and

WHEREAS the construction of such a dam will in no wise injure or mar the scenic beauty of Yellowstone National Park or in any measure detract from its popularity or value as a National Playground, therefore,

BE IT RESOLVED that this association heartily endorse the project of the Yellowstone Irrigation Association and pledge to that association its moral support in the carrying out of its projects.

7. WHEREAS the Montana Irrigation Congress was organized a year ago to promote one particular phase of irrigation development, viz; the passage of the \$20,000,000 Irrigation Bond Issue, and after a vigorous campaign, has accomplished that purpose, and

WHEREAS said Irrigation Congress now has a large membership and influence throughout the State, which will be valuable and in other lines of irrigation development similar to the aims of this Institute, therefore,

BE IT RESOLVED, that the Montana Irrigation and Drainage Institute invite said Irrigation Congress to affiliate with us as an integral part of this Institute for the carrying out of the big program of irrigation development on which the future prosperity of Montana so largely depends.

8. WHEREAS experience has shown that the present drainage district laws of the State of Montana are inadequate and, in many particulars impractical and unsuited to the needs of the state, and

WHEREAS an association known as the "Valley Drainage Association" has been formed by the business men and farmers of the Yellowstone Valley, with the purpose of encouraging the reclamation of lands by drainage, which association, at the next session of the Montana legislature, will endeavor to secure the passage of such amendments to the present drainage district laws of the state as careful study and investigation shall indicate to be necessary and suitable.

BE IT RESOLVED that this association hereby records its approval and support of the efforts of the Valley Drainage Association to have district laws of the state revised, in such particulars and to such an extent that the drainage of the wet lands of the state may be accomplished with the greatest possible degree of efficiency and economy.

Respectfully submitted,
JAMES A. JOHNSON, Chairman.
C. S. HEIDEL,
E. A. MORRITZ.

RESOLUTION BY SMITH.

WHEREAS, there is now a movement in the State of Montana to present to the coming Session of the Legislature, a bill providing for the licensing of engineers of this state and

WHEREAS, such a bill would be a great advantage to the furthering of the irrigation interests of this state and the protection of the irrigation interests against malpractice and incompetence; therefore

BE IT RESOLVED, that this Institute go on record as favoring the passage of such a bill, licensing engineers in Montana.

RESOLUTION ADOPTED BY ASSEMBLY.

WHEREAS, it is well known among investors that Montana has not kept pace with her sister states in the quality, completeness and definiteness of her water laws, therefore

BE IT RESOLVED, that it is of prime necessity that among the first steps to be taken in utilizing the water resources of this state, that a simple, definite water code be adopted by the next legislature, which shall provide for a survey of the waters of the state, a centralized control under a state officer of all water appropriations and rights and the legal, impartial and just administration of all future use of water.

COMMUNICATIONS FROM THE SENATE.

The following communication was received from the Senate:

Helena, Montana, January 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that on motion of Senator Booth, seconded and carried, the President appointed a committee on Conference to act with a like Committee from the House to discuss House Amendments to Senate Bills, 1, 15, 23, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 39, 40, 43, 44, 46, 48, 50, 52, 53, 54, 59, 62, and 70.

The President appointed as members of such Committee, Senators Booth, Burlingame, and James H. Stewart.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

The speaker at this time appointed three on the Conference Committee to act with a like Committee from the Senate, as follows: O'Hara, Rodgers, and Dillavou.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date, introduce Bills as follows:

By Haynes: A Bill for an Act entitled: "An Act prohibiting the Transportation of Intoxicating Liquors into this State; contrary to law, or from place to place within this State by any conveyance and providing for the seizure and confiscation of all liquors and conveyances used in the transportation thereof, and providing penalties in violation thereof."

By MacDonald of Flathead. A Bill for an Act entitled: "An Act to provide for a Pole and Income Tax on males for the benefit of the Widow's Pension Fund, defining heads of families and exempting them therefrom."

By Rhoads. A Bill for an Act entitled: "An Act to prescribe the manner of building culverts in the public highway; prescribing the minimum width thereof; providing for railings thereon; making compliance with act the duty of the Boards of County Commissioners, and providing a penalty for violation thereof."

By Rhoads. A Bill for an Act entitled: "An Act creating a Game and Song Bird Preserve in the County of Teton, State of Montana."

By Silver. A Bill for an Act entitled: "An Act to repeal Title XI of Part 11 of the Code of Civil Procedure of the Revised Codes of Montana of 1907, including therein Sections 6986 to 7091, inclusive, of the Revised Codes of 1907, and to repeal said Sections relating to Proceedings in Justices' Courts and to enact in the place of said repealed Title and Sections, a Title to be known as Title XI of Part 11 of the Code of Civil Procedure of the Revised Codes of Montana of 1907, relating to Proceedings in Justices' Courts, being a Code of Civil Procedure of Justice Courts containing in said Title and Chapters, Articles and Sections, the Section numbers of the Title here enacted taking the place of the numbers of said repealed Sections."

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following House Bill was introduced by the Judiciary Committee without previous notice and with unanimous consent of the House, read first and second times and referred to the Committee as follows:

H. B. No. 60, by Judiciary Committee, A Bill for an Act entitled: "An Act to repeal Chapter 8 of the Laws of the Extraordinary Session of the Fifteenth Legislative Assembly, being an Act entitled 'An Act to extend protection of the Civil Rights of Members of the Military and Naval establishments of the United States engaged in the Present War.'" Referred to Judiciary Committee.

On Motion, the House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, House Bill No. 19, entitled: "An Act to prevent Brokers or Agents from accepting or receiving secret commissions or compensation of any kind, without the consent of their principal, for awarding contracts for work performed, or material furnished or to be furnished, on property for which they act as Broker, or Agent; defining who are Brokers or Agents under the provisions hereof; and providing punishment for the violation of any of the provisions hereof," respectfully report as follows:

That House Bill No. 19 be amended as follows:

That the title of said bill be amended by striking out the following: "For awarding contracts for work performed or material furnished, or to be furnished, on property for which they act as Broker or Agent" and said title as amended will read as follows: A BILL FOR AN ACT ENTITLED: 'AN ACT TO PREVENT BROKERS OR AGENTS FROM ACCEPTING OR RECEIVING SECRET COMMISSIONS OR COMPENSATION OF ANY KIND WITHOUT THE CONSENT OF THEIR PRINCIPAL, DEFINING WHO ARE BROKERS OR AGENTS UNDER THE PROVISIONS HEREOF; AND PROVIDING PUNISHMENT FOR THE VIOLATION OF ANY OF THE PROVISIONS HEREOF.'

Also strike out of Section 1, lines 13 and 14 the words: "or who seeks to, or does obtain loans, or borrow money from another" and insert in lieu thereof the following: "or who borrows or loans money for another."

By striking out in Section 2 of said Bill the words in lines 15-16-17 commencing after the words "Unlawful for any" as follows: "person, copartnership or corporation to do business as an," and that said section 2 be amended by striking out the words in lines 23 and 24 commencing after the word "whatsoever" as follows: "to be furnished or performed upon the property of"

and insert in lieu thereof the words "or for borrowing or loaning of money or another from any person except."

Also to amend said Section 2 by inserting after the word "broker" in line 1 the words "as defined in this Act."

Also that section 5 of said bill be amended by striking out in line 4 the words as follows: "its passage and approval" and insert in lieu thereof "June 1, 1921." and when so amended the bill be passed.

Report adopted.

Mr. Speaker:

We, your committee on Judiciary, having had under consideration Senate Bill No. 63, entitled: "An Act amending Section 3 of Chapter 54 of the Laws of the Eleventh Legislative Assembly of the State of Montana of 1909, relating to the sampling of ores," respectfully report as follows:

That Senate Bill No. 63 be amended as follows:

*By adding Section 3; as follows: Section 3. This Act shall take effect and be in full force from and after its passage and approval.

That section 1 be amended to read as follows:

Section 1. Any person or persons, corporation, association or copartnership who shall with intent to defraud, in any manner introduce any foreign substance into any ore or commingle any foreign substance with any ore intended for sale in any smelter or which any person, association, or corporation shall have undertaken for hire to smelt; or into any sample retained for tests or assays, as in the next preceding section provided, in any manner whatever shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punishable by a fine of not less than One Hundred Dollars nor more than One Thousand Dollars, or by imprisonment in the County Jail for a period of not less than sixty days nor more than twelve months or by both such fine and imprisonment," and when so amended the bill be concurred in.

Report adopted.

O'HARA, Chairman.

THIRD READING OF SENATE BILLS.

S. B. No. 24, by Booth, having been read three several times and title and history agreed to was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brooks, Brown, (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Dally, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden. Mr. Speaker, Total 89.

Noes: None.

Absent and not voting: Austin, Brockway, Crumbaker, Dunbar, English, Green (Dawson), Gullidge, Haskell, Johnson (Deer Lodge), McDonald (Silver Bow), Provinse, Rhoads, Rouleau, Scharnikow, Sickler, Spencer, Stevens, Warren, Wilcomb. Total—19.

S. B. No. 45, by Booth, having been read three several times and title and history agreed to was lost by the following vote:

Ayes: Arnold, Black, Brooks, Dillavou, Dodds, English, Fairgrieve, Faust, Green (Flathead), Hills, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Perrine, Ray, Reeves, Reid, Roberts, Skulason, Smith, Snell, Troy. Total—24.

Noes: Allen, Anderson, Beley, Bell, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Dally, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Felton, Geis, Gillette, Goodland, Goodman, Hanson, Hathaway, Haynes, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King,

Knudsvig, Lakin, Larson, McQuarrie, Parsons, Peden, Penewell, Phelps, Riggs, Rixon, Rodgers, Rouleau, Sales, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Spratt, Stoner, Swift, Treloar, Wade, Wallace, Williams, Worden, Mr. Speaker. Total—63.

Absent and not voting: Austin, Bergeson, Berglin, Brown (Lewis & Clark), Crumbaker, Dunbar, Green (Dawson), Gullidge, Haskell, Johnson (Deer Lodge), Provinse, Rhoads, Rouleau, Sandy, Scharnikow, Scofield, Sickler, Spencer, Stevens, Warren, Wilcomb. Total—21.

S. B. No. 51, by Booth, having been read three several times and title and history agreed to was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total—91.

Noes: None.

Absent and not voting: Austin, Berglin, Brown (Lewis & Clark), Crumbaker, Felton, Green (Dawson), Gullidge, Haskell, Hills, Johnson, (Deer Lodge), Provinse, Ray, Scharnikow, Sickler, Stevens, Warren, Wilcomb. Total—17.

S. B. No. 55, by Booth, having been read three several times and title and history agreed to was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Felton, Geis, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hunter, Johnson (Fergus), Johnson (Silver Bow), McQuarrie, Northey, Ogden, Reid, Rhoads, Parsons, Peden, Penewell, Perrine, O'Hara, Phelps, Ray, Reeves, Rickard, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Treloar, Troy, Wade, Wallace, Williams, Worden, Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Mr. Speaker. Total—91.

Noes: None.

Absent and not voting: Austin, Berglin, Brown (Lewis & Clark), Crumbaker, Faust, Gibson, Gillette, Green (Dawson), Gullidge, Haskell, Hills, Johnson (Deer Lodge), Provinse, Scharnikow, Sickler, Warren, Wilcomb. Total—17.

S. B. No. 65, by Booth, having been read three several times and title and history agreed to was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Felton, Geis, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Roberts, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total—88.

Noes: None.

Absent and not voting: Austin, Berglin, Brown (Lewis & Clark), Dun-

Mr. Faust, Green (Dawson), Gullidge, Haskell, Jones, King, O'Hara, Penewell, Provinse, Rodgers, Scharnikow, Sickler, Stevens, Warren, Wilcomb. Total—20.
On motion the House adjourned until 11 o'clock A. M. Thursday.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN, Chief Clerk.

EIGHTEENTH DAY

Helena, Montana, January 20, 1921.

House met at 11 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called and all present except Austin and Sickler.

Haskell excused.

Quorum present.

Johnson, of Silver Bow, from the Committee on the Journal, reported the Journal for the seventeenth Legislative day as having been read and found correct.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate, and upon motion of O'Hara, duly seconded and carried, were considered as read at length.
Helena, Montana, January 19, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read the third time and concurred in, title agreed to and the same is herewith returned to the House. H. B. No. 26.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Irrigation and Water Rights reported H. B. No. 26, by MacDonald:

"An Act to amend Section 11 of Chapter 146 Session Laws, 1909, as amended by Section 4 of Chapter 153, Session Laws of 1917, relating to the creation, organization, government and extension of Irrigation Districts, etc," and recommended that the same be concurred in.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 19, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second time and referred to Committees as designated:

S. B. No. 121, by Mains, "An Act relating to School Bonds and authorizing the issuance of funding school bonds in payment for borrowed money and to take up outstanding warrants." Referred to Committee on Education.

S. B. No. 122, by Pauline, "An Act to repeal Chapter 2 of the Laws of the Extraordinary Session of the 15th Legislative Assembly of the State of Montana, being an Act entitled, 'An Act providing for the registration of all fire arms and weapons and regulating the sale thereof and defining the duties of certain county officers and providing penalties for the violation of the provisions of this Act.'" Referred to Committee on Judiciary.

S. B. No. 123, by Pauline, "An Act to amend Section 2 of Chapter 25 of the Session Laws of the Fourteenth Legislative Assembly, as amended by Section 1 of Chapter 162 of the Session Laws of the Fifteenth Legislative Assembly concerning Threshermen's Liens upon grain and other crops." Referred to Committee on Agriculture.

S. B. No. 124, by McCone, "An Act for the protection and conservation of the supply of natural gas of the State of Montana, prohibiting the waste and wasteful use of natural gas thru the burning or consumption thereof for the

manufacturing or producing of carbon or other resultant products therefrom prohibiting the taking, using, sale or other disposition of natural gas from gas wells for such purposes and providing penalties for the violation of such Act. Referred to the Committee on Oils and Leases.

S. B. No. 125, by Griffin, "An Act to amend Chapter 33 of the Session Law of the Fifteenth Legislative Assembly of the State of Montana, entitled: "An Act to amend Section 2651 of the Revised Codes of Montana, relating to notice of application of Tax Deeds." Referred to the Committee on Taxation.

S. B. No. 126, by Pauline, "An Act relating to bonds of Irrigation Districts providing under what circumstances such bonds shall be legal investments for funds of Banks, Insurance Companies and Trust Companies, Trust Funds, State School Funds, and any money or funds which may now or hereafter be invested in bonds of cities, counties, school districts or municipalities and providing under what circumstances the use of bonds of Irrigation Districts as security for the performance of any Act may be authorized." Referred to the Committee on Irrigation and Water Rights.

Senate Joint Memorial No. 2, relative to the erection and maintenance of a dam across the Yellowstone River in the State of Wyoming, etc. Referred to Committee on Irrigation and Water Rights.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 19, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Booth, duly seconded and carried, Chancellor Elliott of the University of Montana was requested to furnish for the use of the Senate certain information of each of the several Departments of such Universities under his supervision.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 19, 1921.

I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of bills were received and read:

By Greening, An Act to amend Chapter 148, Session Laws of 1917, providing for the manner in which Directors may be increased or decreased in Montana State Banks.

By Greening, An Act to amend Chapter 136 of the Laws of the Fifteenth Legislative Assembly, 1917, and Section 50 of Chapter 89 of the Laws of the Fourteenth Legislative Assembly, relating to reserve requirements for Montana State Banks.

By Greening, An Act to amend Section 4190 of the Revised Codes of Montana, relating to the organization of Building and Loan Associations.

By Greening, An Act providing for the appointment of a State Examiner, who shall be ex-officio Superintendent of Banks, and providing for the appointment of Deputy State Examiners and Deputy Superintendents of Banks and fixing the salaries of the State Examiner and Deputies."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 19, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully report as follows:

H. B. No. 26, recommend that it be concurred in.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 19, 1921.

I am directed by the Senate to inform your Honorable Body that the House adjourned today at 10:45 A. M., to meet Thursday, January 20th, at 10:00 A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communication was received from the City Clerk of Great Falls, Montana:

January 19, 1921.

Honorable Speaker, House of Representatives Helena, Montana.

Dear Sir:

Pursuant to instructions from the City Council of the City of Great Falls, Montana, I am enclosing herewith a copy of a resolution adopted by them endorsing measures relating to affairs of cities and towns, proposed by the Montana Municipal League, with the request that you authorize the same read in the House.

Thanking you for your consideration of the same, I am

Yours very truly,

W. H. HARRISON, City Clerk.

To the Honorable Members of the Senate and House of Representatives of the Seventeenth Legislative Assembly of the State of Montana:

Whereas, the Montana Municipal League, being an organization formed by the cities and towns in the State of Montana, has at a recent meeting proposed and united upon four measures to be submitted to your Legislative Assembly for passage at the present session in the interest of cities and towns of the state; and

Whereas, said measures are briefly as follows:

A measure to provide for a distribution of the funds derived from automobile licenses in such a manner that one-third thereof shall be paid to the cities and towns of the state;

Second, a measure authorizing cities to pass ordinances prohibiting and to prosecute and punish gambling.

Third, a law authorizing cities to pass ordinances prohibiting and to prosecute and punish illegal trafficking in liquor;

Fourth, a law providing for increasing the general tax levy from ten to fifteen mills; and,

Whereas, We believe that the first three measures will increase the revenue of cities without adding to the taxes; and,

Whereas, The cities and towns of the State of Montana by reason of the change in the assessment law, have suffered in the revenue derived under the present method of assessment or taxation; and,

Whereas, By reason of the abolition of the saloons, the cities and towns have lost revenue otherwise obtained from saloon licenses; and,

Whereas, We believe that the last measure mentioned is essential to the financial welfare of cities and towns, and unless some change is made in the present laws for assessment and taxation should be passed.

Therefore, Be It Resolved By The City Council of The City of Great Falls, Montana: That we respectfully recommend to your Honorable Bodies passage of the three laws first mentioned, as and when submitted by the Montana Municipal League; and that if no change in the percentages for assessment on the various classes of property under the present assessment law is provided for in the laws passed by your Honorable Bodies, that the last measure providing for increase of the general levy of cities and towns be likewise adopted.

Passed by the City Council of the City of Great Falls, Montana, and approved by the Mayor this 18th day of January, A. D., 1921.

Attest: L. NEWMAN, Mayor.

W. H. HARRISON, City Clerk:

State of Montana, County of Cascade, City of Great Falls, ss.

I, W. H. Harrison, Clerk of the City of Great Falls, Montana, do hereby certify that the foregoing Resolution was regularly placed on its final passage and passed by the Council of said City at a meeting thereof held on the 18th day of January, 1921, and that the same was approved by the Mayor of said city on the 18th day of January, 1921.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said city this 19th day of January, A. D., 1921.

(Seal) W. H. HARRISON, City Clerk.

Referred to Committee on Affairs of Cities.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date introduce the following bills:

By Stevens: "An Act to amend Section 38 of Chapter 143, of the Acts of the Fifteenth Legislative Assembly, entitled: 'An Act relating to intoxicating liquors, prohibiting the soliciting and taking of orders thereof, the advertisement thereof. Declaring certain places to be nuisances and providing for their abatement, regulating the transportation thereof, and providing for the seizure and destruction thereof, prescribing the powers and duties of certain officers, providing for the removal of certain officers for failure, neglect or procedure and the rules of evidence in actions and proceedings under the laws relating to intoxicating liquors and fixing the penalties for violation hereof.'"

By Hathaway: "An Act providing for the taxation of mineral, oil and gas rights and reservations when vested in any person, association of persons or corporation other than owner of the fee to which such rights or reservations are attached and prescribing the manner of assessment and collection of the tax thereon.

By Stevens: "An Act to amend Section 8416 of the Revised Codes of Montana of 1907, as amended by Chapter 86 of the Session Laws of the Fifteenth Legislative Assembly, entitled, 'An Act amending Section 8416 of the Revised Codes of Montana of 1907, prohibiting gambling games and providing a penalty for the violation thereof.'"

By Hathaway: "An Act to amend Section 436 of the Revised Codes of the State of Montana of 1907, relative to office hours of State Officers."

By Bell: "An Act to amend Section 3116 of the Revised Codes of the State of Montana as amended by Chapter 7 of the Laws of the Extraordinary Session of the Sixteenth Legislative Assembly of the State of Montana, relating to the salaries of County Officers."

By Stevens: "An Act to amend Section 6a, of Chapter 207, of the Acts of the Sixteenth Legislative Assembly, entitled, 'An Act to amend Section 5, 6 and 12, of Chapter 75, Acts of the Fifteenth Legislative Assembly, entitled, 'An Act to provide for the registration and identification of motor vehicles and operators thereof, and providing for the regulation of all vehicles operating upon the public highways of the State, and providing penalties for the violation of the provisions of this Act and providing for the disposition of all funds collected thereunder and repealing the provisions of Chapter 71 and 73 of the Laws of the Thirteenth Legislative Assembly, and Chapter 65 of the Laws of the Fourteenth Legislative Assembly.'"

REPORTS OF STANDING COMMITTEES.

The Judiciary Committee made the following report:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 71, entitled: "An Act amending the 16th subdivision of Section 1 of Chapter 71 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917," respectfully report as follows: That S. B. No. 71 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, S. B. No. 90, entitled: "An Act amending Section 26 of Chapter 209, of the Laws of the Sixteenth Legislative Assembly of the State of Montana of 1919, relating to Grain Grading, inspection and warehousing commission of the State of Montana," respectfully report as follows: That S. B. No. 90 be concurred in.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 91, entitled: "An Act relating to the publication, in the Session Laws, of the County Boundaries of Counties created by petition and election," respectfully report as follows: That S. B. No. 91 be concurred in.

Report adopted.

O'HARA, Chairman.

r. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 92, entitled: "An Act relating to the employment of a superintendent and manager for the State Orphans' Home," respectfully report as follows: That S. B. No. 92 be amended as follows: By inserting in the title after the words "superintendent and" the article "a."

By inserting in line 2 of Section 1 of said bill, after the words "superintendent and" the article "a," and the bill when so amended be concurred in.

Report adopted.

O'HARA, Chairman.

We, your Committee on Judiciary having had under consideration S. B. No. 94, entitled: "An Act relating to the Commitment of Delinquent Children to the Montana State Industrial School, prescribing the form of such commitment and repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That S. B. No. 94 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 42, entitled: "An Act providing that Mortgages of personal property, or their representatives or successors in interest shall execute and file a satisfaction of mortgage, and providing a penalty for failure to execute and file such satisfaction," respectfully report as follows: That H. B. No. 42 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, S. B. No. 89, entitled: "An Act amending Section 4, of Chapter 99 of the Laws of the Sixteenth Legislative Assembly of the State of Montana of 1919," respectfully report as follows: That S. B. No. 89 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 60, entitled: "An Act to repeal Chapter 8 of the Laws of the Extraordinary Session of the Fifteenth Legislative Assembly, being an Act entitled: 'An Act to extend protection to the civil rights of members of the military and naval establishments of the United States engaged in the present war,'" respectfully report as follows: That H. B. No. 60 do pass.

Report adopted.

O'HARA, Chairman.

The Printing Committee made the following report:

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 37, 26, 28, and Joint Memorial No. 2, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

The Engrossing Committee made the following report:

January 20, 1921.

We, your Committee on Engrossing, having had under consideration H. B. No. 29, respectfully report as follows: That H. B. No. 29 has this date been returned properly engrossed.

Report adopted.

REID, Chairman.

The Appropriations Committee made the following report:

January 20, 1921.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration H. B. No. 52 a bill for an Act entitled: "An Act appropriating money to pay the salary of Chas. A. Taylor as Judge of the 13th Judicial District Court, from September 1st, 1920, to December 11th, 1920," beg to report the same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following House Bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 61, introduced by Blomquist. A bill for an Act entitled: "An Act prohibiting the making, disseminating, circulating, publishing, or placing before the Public in any other manner false or fraudulent advertising in connection with the sale of merchandise, securities, service, etc., and prescribing penalties for the violation of the provisions of this Act and repealing Chapter 117 of the Laws of the Fourteenth Legislative Assembly of the State of Montana and other Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

H. B. No. 62, introduced by Haynes. A Bill for an Act entitled: "An Act prohibiting the transportation of intoxicating liquors contrary to law into the State, or from place to place within this State by any conveyance and providing for the seizure and confiscation of all liquors and conveyances used in the transportation thereof and providing penalties in violation thereof." Referred to Judiciary Committee.

H. B. No. 63, introduced by Dodds. A Bill for an Act entitled: "An Act amend Section 1288 of the Revised Codes of Montana, 1907, and Section 2 Chapter 23 of the Session Laws of the 11th Legislative Assembly, relating to the Montana State Soldiers' Home." Referred to Committee on State Institutions, Public Buildings and Grounds.

H. B. No. 64, introduced by Silver. A Bill for an Act entitled: "An Act amend Section 7166 of the Revised Codes of 1907, relating to the awarding Counsel Fees as Costs on Foreclosures on Liens." Referred to Judiciary Committee.

H. B. No. 65, introduced by Dodds, and read at length: A Bill for an Act entitled: "An Act appropriating money to pay the deficiency claims incurred for the maintenance and operation of the Montana Soldiers' Home for the years 1919 and 1920." Referred to Committee on Appropriations.

H. B. No. 66, introduced by Silver: A Bill for an Act entitled: "An Act repeal Title XI of Part II of the Code of Civil Procedure of the Revised Codes of Montana of 1907, including therein Sections 6986 to 7091, inclusive, of the Revised Codes of 1907, and to repeal said Sections relating to proceedings in Justices' Courts and to enact in the place of said repealed Title and Sections a Title to be known as Title XI of Part II of the Code of Civil Procedure of the Revised Codes of Montana of 1907, relating to proceedings in Justices' Court being a Code of Civil Procedure for Justice Courts containing in said Title Chapters, Articles, and Sections, the Section numbers of the Title here enacted taking the place of the numbers of said repealed Sections." Referred to Judiciary Committee.

H. B. No. 67 introduced by Hunter. A bill for an Act entitled: "An Act amend Sections 3(c), 3(d), 3(f), 3(g), 3(h), 3(i), 3(j), 3(k), 4(a), 6(j), 10(a), 14(c), 14(d), 16(a), 16(b), 16(d), 16(e), 16(f), 16(h), 16(i), 16(k), 16(o), 20(a), 30(b), 35(a), 35(b), 40(a), 40(n), 40(o), and 40(t), of Chapter 96, Acts of the Fourteenth Legislative Assembly of the State of Montana and being an Act entitled 'An Act providing for the protection and safety of Workmen in places of employment and for the inspection and regulation of places of employment in all inherently hazardous works and occupations; providing a schedule of compensation for injury to or death of workmen and method of paying the same, and prescribing the liabilities of employers who do not elect to pay such compensation; establishing the Industrial Accident Board defining its powers and duties; and providing for a review of its awards.'" Referred to Committee on Workmen's Compensation.

H. B. No. 68, introduced by Rhoads. A Bill for an Act entitled: "An Act creating a Game and Song Bird Preserve in the County of Teton, State of Montana." Referred to Committee on Fish and Game.

The following Bill was introduced without previous notice, by unanimous consent of the House, read first and second times and referred to the Committee as follows:

H. B. No. 69, introduced by Berglin. A Bill for an Act entitled: "An Act amend Section 15 of Chapter 8 of the Session Laws of the Extraordinary Session of the Sixteenth Legislative Assembly of the State of Montana, approved August 11, 1919, entitled, 'An Act to enable the Counties of the State of Montana to provide for any of their inhabitants, who by reason of misfortune resulting from drouth, hail or unfavorable climatic conditions, have been rendered destitute or in need of aid, authorizing the incurring of indebtedness by counties for such purpose; providing for special elections when the amount of such indebtedness will exceed the sum of Ten Thousand Dollars; providing for the issuance of warrants and issuance and sale of funding bonds for the purpose of such relief; providing for the levy of taxes for the payment of such warrants and bonds and interest thereon; authorizing Boards of County Commissioners to give effect to the terms of this Act; providing penalties for the violation of this Act and repealing all Acts in conflict herewith.'" Referred to Judiciary Committee.

MOTIONS AND RESOLUTIONS.

Resolution by Hathaway as follows:

House Joint Resolution No. 2, "being a resolution requiring that all lobbyists be required to register with the sergeant-at-arms of both branches of the seventeenth Legislative Assembly; providing for registers for such purpose and the manner of the keeping thereof; defining the method of lobbying to be permitted; regulating the floor privileges of lobbyists; and directing the Attorney General to bring prosecutions for any of the violations of this resolution and of those statutes on the subject as set forth in Sections 8190 to 8208 inclusive of the Revised Codes."

On motion of Conser, duly seconded and carried, House Joint Resolution No. 2 was laid on the table.

THIRD READING OF HOUSE BILLS.

H. B. No. 29, by Scharnikow, having been read three several times title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Blomquist, Bohling, Boor-an, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Green (Dawson), Green (Flathead), Gul-dge, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver-ow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), MacDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rob-erts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Worden, Mr. Speaker, Total 89.

Noes: Brasier. Total 1.

Absent and not voting: Austin, Beley, Berglin, Black, Carlson, Crumbaker, Ellavou, Goodman, Hanson, Haskell, Johnson (Deer Lodge), King, O'Hara, Rod-ge-s, Sickler, Stevens, Wilcomb, Williams. Total 18.

On motion, House recessed until 2 o'clock P. M.

AFTERNOON SESSION.

House resumed at 2 o'clock P. M.

Mr. Speaker in the Chair.

On motion of McQuarrie, S. B. No. 63 was taken from General Orders and referred to Committee on Mines and Mining.

On motion, the House now resolved itself into a Committee of the Whole, for consideration of General Orders.

GENERAL ORDERS.

Rhoads in the chair.

House resumed.

Mr. Speaker in the chair.

Mr. Speaker:

We, your Committee of the Whole, having had under consideration S. Nos. 71, 89, 90, 91, 92, 94, and H. B. No. 28, and House Memorial No. 2, report the same back to the House with the following recommendations:

S. B. No. 71 by Booth, be concurred in.

S. B. No. 89 by Booth be concurred in.

S. B. No. 90 by Booth, be concurred in.

S. B. No. 91 by Booth, be concurred in.

S. B. No. 92 by Booth, be concurred in as amended.

S. B. No. 94 by Booth, be concurred in.

H. B. No. 28 by Ray, that it do pass.

H. J. M. No. 2 by Hanson and Rickard, that it be adopted.

Report adopted.

RHOADS, Chairman.

On motion of Allen, the Committee on Highways was granted ten day additional time in which to investigate and make report.

The Speaker announced that he was about to sign H. B. No. 26, by MacDonald of Flathead.

On motion, House reverted to Order of Business No. 8.

THIRD READING OF SENATE BILLS.

S. B. No. 71 by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Bell, Berglin, Blomquist, Bohling, Boorman, Brassier, Brockway, Brooks, Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Covell, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Gree (Flathead), Hanson, Hathaway, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Reeves, Rhoads, Rickard, Riggs, Rixon, Rouleau, Sandy, Scofield, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Troy, Wade, Wallace, Worden, Mr. Speaker, Shoemaker (Lewis & Clark). Total 74.

Noes: None

Absent and not voting: Allen, Austin, Beley, Bergeson, Black, Brown (Lewis & Clark), Brown (Mineral), Cooney, Crumbaker, Dillavou, English, Faust, Green (Dawson), Gullidge, Haskell, Haynes, Johnson (Deer Lodge), Jones, Kemp, Phelps, Provinse, Ray, Reid, Roberts, Rodgers, Sales, Scharnikow, Shoemaker (Yellowstone), Sickler, Stevens, Treloar, Warren, Wilcomb, Williams. Total—34.

S. B. No. 89, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Bell, Berglin, Blomquist, Bohling, Boorman, Brasier, Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Covell, Daily, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Felton, Gais, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Troy, Wade, Wallace, Worden, Mr. Speaker. Total—78.

Noes: None.

Absent and not voting: Allen, Austin, Beley, Bergeson, Black, Brockway, Brooks, Brown (Mineral), Brown (Lewis & Clark), Cooney, Crumbaker, Dillavou, Dowlin (Yellowstone), Faust, Green (Dawson), Gullidge, Haskell, Haynes, Johnson (Deer Lodge), Kemp, Provinse, Ray, Scharnikow, Shoemaker (Yellowstone), Sickler, Stevens, Treloar, Warren, Wilcomb, Williams. Total 30.

S. B. No. 90, by Booth, having been read three several times and title and history agreed to was concurred in by the following vote:

Ayes: Anderson, Arnold, Bell, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellow-

(one) Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Worden, Mr. Speaker. Total—84.

Noes: None.

Absent and not voting: Allen, Austin, Beley, Bergeson, Black, Brown (Lewis Clark), Brown (Mineral), Charters, Crumbaker, Green (Dawson), Gullidge, Haskell, Haynes, Johnson (Deer Lodge), Kemp, Kenyon, O'Hara, Provinse, Sales, Scharnikow, Sickler, Warren, Wilcomb, Williams. Total—24.

S. B. No. 91, by Booth, having been read three several times and title and history agreed to was concurred in by the following vote:

Ayes: Anderson, Arnold, Bell, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin, Yellowstone), Dunbar, English, Fairgrieve, Felton, Geis, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Worden, Mr. Speaker. Total—83.

Noes: None.

Absent and not voting: Allen, Austin, Beley, Bergeson, Black, Brown (Mineral), Crumbaker, Dowlin (Rosebud), Dunn, Faust, Gillette, Green (Dawson), Gullidge, Haskell, Johnson (Deer Lodge), Kemp, Kenyon, Provinse, Rhoads, Scharnikow, Sickler, Stevens, Warren, Wilcomb, Williams. Total—25.

S. B. No. 94, by Booth, having been read three several times and title and history agreed to was concurred in by the following vote:

Ayes: Anderson, Arnold, Bell, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Buell, Cady, Cavanaugh, Charters, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), King, Knudsvig, Lakin, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Worden, Mr. Speaker. Total—85.

Noes: None.

Absent and not voting: Allen, Austin, Beley, Bergeson, Black, Brown (Mineral), Carlson, Chatfield, Crumbaker, Green (Dawson), Gullidge, Haskell, Hathaway, Johnson (Deer Lodge), Jones, Kemp, Kenyon, Provinse, Scharnikow, Sickler, Warren, Wilcomb, Williams. Total—23.

S. B. No. 92, by Booth, having been read three several times and title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone),

Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Worden, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Allen, Austin, Beley, Black, Brown (Mineral) Faust, Green (Dawson), Gullidge, Haskell, Johnson (Deer Lodge) Kemp, Kenyon, Provinse, Rhoads, Scharnikow, Sickler, Warren, Wilcomb, Williams. Total 19.

On motion, the House reverted to Order of Business No. 2.

NOTICES OF BILLS.

Authors of Bills give notice, that they will on tomorrow, or some subsequent date, introduce bills as follows:

By MacDonald of Flathead: A Bill for an Act entitled: "An Act amending Section 7276, 7277, 7279, 7283, and 7285 of the Revised Codes of Montana of 1907 relating to summary proceedings, for obtaining possession of real property in certain cases and providing for a speedy trial and prompt decision of actions for forcible entry, forcible detainer and unlawful detainer, and repealing Section 7288 of the Revised Codes of the State of Montana of 1907."

The House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from the Standing Committees:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 61, entitled: "An Act amending Section 9784 of the Revised Codes of Montana of 1907, relating to the duties of the managing officer of the Montana State Industrial School," respectfully report as follows: That S. B. No. 61, be amended by striking out in line 9 of Section 1 the words "said board" and inserting in lieu thereof the words "the State Board of Education."

And as amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 16, entitled: "An Act amending Section 1727 of the Revised Codes of Montana of 1907, relating to enclosures on Street Cars for the protection of employees, and repealing Section 1728 of the Revised Codes of Montana of 1907," respectfully report as follows:

That S. B. No. 16 be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 18, entitled: "An Act amending Section 1912 of the Revised Codes of Montana of 1907, relating to penalties for fraudulent Bounty Claims," respectfully report as follows: That S. B. No. 18 be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 38, entitled: "An Act relating to the management of corporations, providing for the amendment of their Articles of Incorporation, designating the particulars in which such articles of incorporation may be amended and the method by which such amendment may be effected; providing a method whereby a Corporation may create or increase a bonded indebtedness and repealing Sections 3812, 3813, 3814, 3826, 3827, 3828, 3849, 3894 and 3907 of the Revised Codes of 1907 and all amendments thereto, and Chapter 100 of the Laws of the Fourteenth Legislative Assembly of 1915 and all Acts and parts of Acts in conflict herewith," respectfully report as follows: That S. B. No. 38 be concurred in.

O'HARA, Chairman.

Report adopted.

Ir. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 57, entitled: "An Act amending Section 8475 of the Revised Codes of Montana of 1907, relating to a penalty for trespassing Livestock", respectfully report as follows:

That S. B. No. 57 be amended by inserting in line 3 of the printed bill, after the word "owner" the words "lessee, employee or other person in control".

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration House Bill No. 21, entitled: "An Act relating to a Mothers' Pension and for the care of dependent children in their own home by their Mother, the Father of said children being dead, or an inmate of some Montana institution, or who has failed to provide for said children for a period of one year, or more, or who is physically or mentally incapacitated, and whose mother is financially unable to support such children and providing procedure for obtaining such relief; providing a penalty for the violation thereof and repealing Chapter 86 of the Session Laws of the Fourteenth Legislative Assembly of Montana, Chapter 83 of the Session Laws of the Fifteenth Legislative Assembly of Montana, and all laws in conflict herewith," respectfully report as follows:

That H. B. No. 21, introduced by the Judiciary Committee being entitled: "An Act relating to a Mother's Pension and for the care of dependent children in their own home by their mother, the father of said children being dead or an inmate of some Montana institution, or who is physically or mentally incapacitated and who has failed to provide for said children for a period of one year or more, and whose mother is financially unable to support such children and providing for the creation of Mothers' Pension Funds of the several Counties of the State of Montana, providing procedure for obtaining such relief, providing a penalty for the violation thereof of repealing Section 86 of the Session Laws of the Fourteenth Legislative Assembly of Montana, Chapter 83 of the Fifteenth Legislative Assembly of Montana and Chapter 198 of the Session Laws of the Sixteenth Legislative Assembly of Montana and all laws in conflict herewith," be substituted for the original House Bill No. 21, and that said substitute bill do pass.

O'HARA, Chairman.

On motion, duly seconded and carried, H. B. No. 21 was segregated and referred to Judiciary Committee.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration House Bill No. 57, entitled: "An Act to provide for the pensions to aged people; to create the office of State Pension Commissioner; prescribe his duties and powers; create the office of County Pension Agent; prescribe his duties and powers; and to make an appropriation to carry out the provisions of this Act." respectfully report as follows: That H. B. No. 57 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 39-50, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

S. B. No. 17, by Booth, a Bill for an Act entitled: "An Act amending Section 1808 of the Revised Codes of Montana of 1907, relating to Inspection of Livestock about to be moved from one County to another within the State." Referred to Judiciary Committee.

S. B. No. 22, by Booth: A Bill for an Act entitled: "An Act amending Section 2091 of the Revised Codes of Montana of 1907, relating to Taking up Trespassing Stock." Referred to Judiciary Committee.

S. B. No. 74, by Booth: A Bill for an Act entitled: "An Act to amend Sec-

tion 1812 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, relating to Free Text Books". Referred to Committee on Judiciary.

S. B. No. 75, by Booth, a Bill for an Act entitled: "An Act amending Section 2011 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana of 1913, relating to the Duty of County Clerks." Referred to Committee on Judiciary.

S. B. No. 76, by Booth, a Bill for an Act entitled: "An Act amending Sections 1 and 2 of Chapter 92 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to the appointment of Boiler Inspectors and Mine Inspectors."

S. B. No. 77, introduced by Booth. A Bill for an Act entitled: "An Act amending Section 2 of Chapter 95 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to the Abatement of Certain Places Termed Nuisances." Referred to Judiciary Committee.

S. B. No. 82, introduced by Booth. A Bill for an Act entitled: "An Act to Establish a Legislative Reference Bureau in Connection with the Law Department of the State Library of Montana." Referred to Judiciary Committee.

S. B. No. 106, by Larson. A Bill for "An Act to amend Section 8074 of the Revised Codes of the State of Montana." Referred to Judiciary Committee.

S. B. No. 83, by Booth. A Bill for an Act entitled: "An Act amending Section 6 of Chapter 119 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917." Referred to Judiciary Committee.

S. B. No. 88, by Booth. A Bill for an Act entitled: "An Act amending Section 3 of Chapter 11, of the Laws of the Sixteenth Legislative Assembly of the State of Montana of 1919 relating to the Payment of the Wages of Employees." Referred to Committee on Judiciary.

S. B. No. 98, by Paul. A Bill for an Act entitled: "An Act prescribing an oath of Office, to be taken and subscribed by all teachers in Public Private and Parochial Schools, and in all Colleges, Universities and other institutions of learning in the State of Montana." Referred to Committee on Judiciary.

Substitute for Senate Bill No. 102, by Page. A Bill for an Act entitled: "An Act Requiring Persons and Corporations Buying or Treating Ores from leased Mining Properties to furnish to both the lessor and lessee, or lessors and lessees, a copy of the statement of the gross and net proceeds of such ores and requiring such lessor, or lessors, to make settlement with the lessee or lessees, within a prescribed time, and to provide a penalty for failure so to do." Referred to Committee on Judiciary.

S. B. No. 105, by Slattery. A Bill for an Act entitled: "An Act amending Section 5756 of the Revised Codes of Montana of 1907, relating to mortgages, deeds of trust, or assignments for the benefit of creditors by corporations." Referred to Committee on Judiciary.

H. B. No. 70, introduced by Johnson of Silver Bow. A Bill for an Act entitled: "An Act to provide for the acceptance of the benefits of an act passed by the Senate and House of Representatives of the United States of America in Congress assembled, to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise, to provide for compliance with all the requirements of such Act; to provide for the appointment of a custodian of all moneys received by the State from appropriations made by the Congress of the United States for the purpose stated and for the establishment of a Vocational Rehabilitation Fund; to provide for the appointment of a State Board to co-operate with the Federal Board for Vocational Education in carrying out the provisions of said act, and prescribe its powers and duties; to provide for a plan of co-operation between such State Board and the State Industrial Accident Board; to provide for the acceptances of gifts and donations and the creation of a special fund, and to make appropriations to provide for the vocational rehabilitation of persons disabled in industry or otherwise. Referred to Committee on Federal Relations.

On motion the House reverted to Order of Business No. 3,

REPORTS OF SELECT COMMITTEES.

The Joint Conference Committee, reported as follows:

Mr. President. Mr. Speaker: We your Joint Conference Committee, appointed to consider amendments to the Bills hereinafter named, submit the following report:

No. 1. The Senate Committee agrees to concur in House amendments to S. B.

No. 15. The Senate Committee agrees to concur in House amendments to S. B.

No. 23. The House Committee agrees to recede from the House amendment to S. B. of inserting Section 3 in said bill;

No. 25. The House Committee agrees to recede from the House amendment to S. B. of inserting Section 3 in said bill;

The Senate agrees to concur in House amendment to S. B. No. 26, by inserting in lines 4 and 10 of the printed bill, after the word "operated" the words "or situated."

No. 26. The House Committee agrees to recede from the House amendment to S. B. by inserting Section 3 in said bill;

No. 27. The House Committee agrees to recede from the House amendment to S. B. of inserting Section 3 in said bill;

No. 28. The House Committee agrees to recede from the House amendment to S. B. of inserting Section 3 in said bill.

The Senate Committee agrees to concur in House amendment to S. B. No. 29 by adding in line 2 of Section 1, after the word "bottles," the words "or other containers."

The House Committee agrees to recede from House amendment to S. B. No. 29 of inserting Section 3 in said bill;

No. 30. The House Committee agrees to recede from House amendment to S. B. No. of inserting Section 3 in said bill;

No. 31. The House Committee agrees to recede from House amendment to S. B. No. of inserting Section 3 in said bill;

No. 32. The House Committee agrees to recede from House amendment to S. B. No. of inserting Section 3 in said bill;

No. 33. The Senate Committee agrees to concur in House amendment to S. B. No. 33 by inserting in Section 3, line 16, after the word "commissioners," the words "to any one justice of the peace";

Also the Senate Committee agrees to concur in House amendment to S. B. No. 33 by striking out in line 9, page 3, the words "County Clerk" and inserting in lieu thereof the words "Clerk of the District Court."

No. 34. The House Committee agrees to recede from House amendment to S. B. No. of adding Section 3 of said bill;

No. 33. The House Committee agrees to recede from House amendment to S. B. No. of adding Section 3 to said bill;

No. 36. The House Committee agrees to recede from House amendment to S. B. No. of adding Section 3 to said bill;

No. 37. The House Committee agrees to recede from House amendment to S. B. No. of adding Section 3 to said bill;

No. 39. The House Committee agrees to recede from House amendment to S. B. No. of adding Section 3 to said bill;

No. 40. The House Committee agrees to recede from House amendment to S. B. No. of adding Section 3 to said bill;

No. 43. The House Committee agrees to recede from House amendment to S. B. No. of adding Section 3 to said bill;

No. 44. The House Committee agrees to recede from House amendment to S. B. No. of adding Section 3 to said bill;

No. 46. The House Committee agrees to recede from House amendment to S. B. No. of adding Section 3 to said bill;

No. 48. The House Committee agrees to recede from House amendment to S. B. No. of adding Section 3 to said bill;

No. 49. The House Committee agrees to recede from House amendment to S. B. No. of adding Section 3 to said bill;

The Senate Committee agrees to concur in House amendment to S. B. No. 50 by amending the title of said bill by striking out, in lines 2 and 3, the words "changes of names of corporations" and inserting in lieu thereof the words "changes of name";

The House Committee agrees to recede from House amendment to S. B. No. 50 of adding Section 3 to said bill;

The House Committee agrees to recede from House amendment to S. B. No. 52 of adding Section 3 to said bill;

The House Committee agrees to recede from House amendment to S. B. No. 53 of adding Section 3 to said bill;

The Senate Committee agrees to concur in House amendment to S. B. No. 54 by inserting on page 2, line 13, of the printed bill, after the word "time" the words "within three months thereafter."

The House Committee agrees to recede from House amendment to S. B. No. 54 of adding Section 3 to said bill;

The House Committee agrees to recede from House amendment to S. B. No. 62 of adding Section 3 to said bill;

The House Committee agrees to recede from House amendment to S. B. No. 59 of adding Section 3 to said bill;

The House Committee agrees to recede from House amendment to S. B. No. 64 of adding Section 3 to said bill;

The House Committee agrees to recede from House amendment to S. B. No. 70 of adding Section 3 to said bill.

Respectfully submitted,

E. S. BOOTH

J. M. BURLINGAME,

Senate Conference Committee.

R. A. O'HARA,

H. G. RODGERS,

R. C. DILLAVOU,

House Conference Committee.

The report of the Joint Conference Committee was adopted by the following vote:

Ayes: Bell, Bergeson, Berglin, Blomquist, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Cavanaugh, Chatfield, Cooney, Covell Daily, Dodds, Dowlin (Yellowstone), Dunn, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hunter, Johnson (Fergus) Johnson (Silver Bow), Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Penewell, Reeves, Rhoads, Rickard, Rixon, Roberts, Rodgers, Rouleau, Sandy, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Worden, Mr. Speaker. Total 64.

Noes: None.

Absent and not voting: Allen, Anderson, Arnold, Austin, Beley, Black, Bohling Brown (Mineral), Buell, Cady, Carlson, Charters, Conser, Crumbaker, Dillavou, Dowlin (Rosebud), Dunbar, English, Felton, Green (Dawson), Gullidge, Haskell, Hills, Johnson (Deer Lodge), Kemp, King, Ogden, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reid, Riggs, Sales, Scharnikow, Seofield, Sickler, Spratt, Wallace, Warren, Wilcomb, Williams. Total 44.

On motion the House adjourned until 11 o'clock A. M., Friday.

Attest:

R. H. WIEDMAN, Chief Clerk.

FRED L. GIBSON, Speaker.

NINETEENTH DAY

Helena, Montana, January 21, 1921.

House met at 11:00 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and all present except Black, Felton and Sickler.

Haskell excused.

Quorum present.

The Committee on the Journal reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have examined the Journal for the eighteenth Legislative day, and have found same to be correct.

Report adopted. JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communication was received and read:

Mr. Speaker:

January 20, 1921.

The House will please take notice that the Workmen's Compensation Committees of the Senate and House will hold a joint public meeting at the Placer, Thursday, January 27th, beginning at 9:30 A. M., and continuing throughout the day. All those interested in compensation measures are invited to appear.

SHOEMAKER, Yellowstone.

The following Senate communications were received and upon motion were considered as read at length.

Mr. Speaker:

January 20, 1921.

I am directed by the Senate to inform your Honorable Body that a resolution from the City Council of Great Falls, Montana, was read, urging the passage of four measures to be submitted by the Montana Municipal League, relating to the distribution of Automobile License Funds, Ordinances prohibiting gambling, Ordinances prohibiting Liquor Traffic and a law increasing the Tax levy.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

January 20, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the standing Committees reported as follows:

Committee on Counties, Towns and Municipal Corporations reported Senate Bill No. 114, by McKay, "An Act defining the crime of criminal syndicalism and prescribing punishment therefor." Recommend that same does not pass. Committee on Engrossed Bills, reported S. B. 83, 98, 105, 75, 76, 74, 106, 17, Substitute for S. B. 22, Sub. for S. B. 102, and S. B. 77 and 82. Committee on New Counties and Divisions, reported S. B. No. 117 and recommend that same correctly engrossed be amended as follows: That Section 3 be amended by striking out the words "from and after its passage and approval," and substituting in lieu thereof the words, "after May 1st, 1921," and that as amended, the bill do pass.

Committee on Printing reported S. B. 101 and 112, returned from the printer correctly printed.

Committee on Corporations reported S. B. 103, by Dearborn "An Act to prevent fraud in the sale and distribution of Stocks, bonds or other securities sold or offered for sale within the State of Montana," etc., and recommended that said Bill be passed.

Committee on Judiciary reported Substitute for S. B. 84, by Booth, "An Act relating to the giving of notice to the State Land Board of certain bond sales, etc.," recommended that same do pass.

Committee on Judiciary reported S. B. 97, by Haley, "An Act to create State Purchasing Department, etc.," and recommended that said Bill be amend-

ed by striking out in Line 23, Section 1, the word "four", and inserting in lieu thereof the word "five," and that as so amended the bill do pass.

Committee on Judiciary, reported S. B. 86, by Booth, "An Act relating to the codification and general revision of the Laws of Montana, and recommended that said Bill be amended by inserting in Section 4, at Line 16, after the figures "117" the figures "127"; by inserting in Section 4 at Line 16, after the figures "129," the figures "138," and that as so amended the bill do pass.

Committee on Judiciary reported S. B. 120, by Donlan, "An Act to create, establish and organize the Public Service Commission of Montana, etc.," recommended that said Bill be printed and re-referred to the Judiciary Committee.

Committee on Judiciary reported S. B. 85, by Booth, "An Act relating to the assessment for the purpose of taxation of bank stock, and the payment of taxes thereon, etc.," and recommended that said Bill be amended by striking out Section 6 and that as so amended the Bill do pass.

Committee on Judiciary, reported S. B. 67, by Booth, "An Act amending Sections 1100, 1101, 1103, 1105, of Chapter 76, laws of the 13th Legislative Assembly, etc.," and recommended that said Bill be amended by striking out Section 6, and that as so amended the Bill do pass.

Committee on Judiciary, reported S. B. 119, by McCone, "An Act to amend Chapter 198 of the Session Laws of the 16th Legislative Assembly, etc.," and recommended that said Bill be amended by striking out Section 3, and that as so amended the Bill do pass.

Committee on Irrigation and Water Rights, reported Senate Joint Memorial No. 1 by Hefferlin, and recommended that the same do pass.

The above reports were adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

January 20, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second time and referred to the Committee designated:

S. B. No. 27, by Haley: "An Act requiring citizenship as qualification for employees of the State, Counties, Cities and School Districts, and prohibiting such employment within certain degrees of relationship or kinship or prohibiting the employment of the wives of public officers in other public offices, and providing penalties for the violation of this Act." Referred to Committee on Judiciary.

S. B. No. 128, by Greening: "An Act to amend Chapter 148 Session Laws of 1917, Providing for the manner in which directors may be increased or decreased in Montana State Banks." Referred to Committee on Banks and Banking.

S. B. 129, by Greening. "An Act to amend Chapter 136 of the Laws of the 15th Legislative Assembly 1917, and Section 50 of Chapter 89 of the Laws of the 14th Legislative Assembly, relating to reserve requirements for Montana State Banks." Referred to Committee on Banks and Banking.

S. B. No. 130, by Greening: "An Act providing for the appointment of the State Examiner who shall be ex-officio Superintendent of Banks and providing for the appointment of Deputy State Examiners and Deputy Superintendents of Banks, and fixing the salaries of the State Examiner and Deputies." Referred to Committee on Banks and Banking.

S. B. 131, by Larson, "An Act to amend Section 1 of Chapter 2 of Chapter 172 of the Laws of the 15th Legislative Assembly of the State of Montana, relative to the raising of revenue for the construction, maintenance and improvement of Public Highways." Referred to Committee on Roads and Highways.

S. B. 132, by Larson, "An Act relative to the raising of revenue for emergency purposes in the maintenance of Public Highways in the State of Montana." Referred to Committee on Roads and Highways.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

January 20, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following notice of introduction of Bill was received and read:

By Burgess: Relative to changing Broadwater County from Judicial District No. 14, to Judicial District No. 1.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

January 20, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File, respectfully reported as follows:

S. B. 67 and recommend that it do pass.

S. B. 85 and recommend that it do pass.

S. B. 86 and recommend that it be referred to the Judiciary Committee.

BOOTH, Chairman.

Report adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

January 20, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was introduced read first and second time and referred to the Committee designated:

S. B. No. 133, by Larson, "An Act to provide for traffic regulations on the Public Highways, in Montana." Referred to the Committee on Roads and Highways.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

January 20, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate adjourned at 11:20 A. M. to meet Friday, January 21, 1921, at 11:00 A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date, introduce Bills as follows:

By McQuarrie: A Bill for an Act entitled: "An Act regulating the retail sale of motor fuel, within the State of Montana; The Registration and licensing of dealers in motor fuel; and providing penalties for violations of this act."

By Troy, Riggs, Dowlin (Rosebud), Skulason, and Rodgers: A Bill for an Act entitled: "An Act to provide for the creation, organization and operation of agricultural corporations or co-operative agricultural districts, to promote the improvement of the production, processing, storing, warehousing and marketing of any or all agricultural or farm products; to define their purposes and powers as to creation, operation, existence, financing, including bonding, consolidation or joint operation and dissolution."

REPORTS OF STANDING COMMITTEES.

The Judiciary Committee reported as follows:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 69, entitled: "An Act to amend Section 15 of Chapter 8 of the Session Laws of the extraordinary session of the 16th Legislative Assembly of the State of Montana, approved August 11, 1919, entitled, "An Act to enable the counties of

the State of Montana to provide for any of their inhabitants, who by reason of misfortune resulting from drought, hail or unfavorable climatic conditions, have been rendered destitute or in need of aid, authorizing the incurring of indebtedness by counties for such purposes; providing for special elections when the amount of such indebtedness will exceed the sum of ten thousand dollars; providing for the issuance of warrants and the issuance and sale of funding bonds for the purpose of such relief; providing for the levy of taxes for the payment of such warrants and bonds and interest thereon; authorizing boards of county commissioners to give effect to the terms of this act; providing penalties for the violation of this act and repealing all acts in conflict herewith," respectfully report that H. B. No. 69 be referred to the Committee on Agriculture.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 64 entitled, "An Act to amend Section 7166 of the Revised Codes of 1907, relating to the awarding of counsel fees as costs on foreclosure of liens," respectfully report as follows:

That House Bill No. 64 do pass.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, S. B. No. 105, entitled: "An Act amending Section 5756 of the Revised Codes of Montana of 1907, relating to mortgages, deeds of trust, or assignments for the benefit of creditors by corporations," respectfully report as follows: That S. B. No. 105 be concurred in.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, S. B. 75 entitled: "An Act amending Section 2011 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana of 1913, relating to the duty of County Assessors," respectfully report as follows: That S. B. No. 75 be concurred in.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, S. B. No. 76, entitled: "An Act amending Sections 1 and 2 of Chapter 92 of the Laws of the 15th Legislative Assembly of the State of Montana of 1917, relating to the appointment of Boiler Inspectors and Mine Inspectors," respectfully report as follows: That S. B. No. 76 be concurred in.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, S. B. No. 83, entitled: "An Act amending Section 6 of Chapter 119 of the Laws of the 15th Legislative Assembly of the State of Montana of 1917," respectfully report as follows: That S. B. No. 83 be concurred in.

O'HARA, Chairman.

Above reports adopted.

The Committee on Privileges and Elections reported as follows:

Mr. Speaker:

We, your Committee on Privileges and Elections, having had under consideration H. B. No. 40, introduced by Goodland, respectfully report as follows: That H. B. No. 40 do pass.

WARD BELEY, Chairman.

Report adopted.

The Printing Committee reported as follows:

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 19-25 beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

The Committee on Irrigation and Water Rights reported as follows:

Dr. Speaker:

We, your Committee on Irrigation and water Rights, having had under consideration H. B. No. 47 recommend that same do pass.

FAUST, Chairman.

Report adopted.

Dr. Speaker:

We, your Committee on Irrigation and Water Rights having had under consideration Senate Joint Resolution No. 1, recommend that same be concurred in.

FAUST, Chairman.

Report adopted.

The Committee on State Lands reported as follows:

Dr. Speaker:

We, your Committee on State Lands, having had under consideration House Joint Resolution No. 1, introduced by Geis, being "A Resolution memorializing Congress for the passage of legislation authorizing the State of Montana to lease State Lands for such periods and on such terms and conditions as provided by the Legislative Assembly of the State of Montana," report as follows:

We recommend, said resolution be amended by adding to the third paragraph of said resolution the following: "provided, however, that in the leasing of lands for agricultural and grazing purposes, the duration of any lease shall not be for a longer period than five years."

And also, by adding to the said resolution the following paragraph:

Be It Further Resolved: That copies of this Memorial be forwarded by the Secretary of the State of Montana, to the Senate of the United States and that copies of this Memorial be forwarded by the Secretary of State of the State of Montana to the House of Representatives of the United States, and that copies thereof be transmitted by the Secretary of State of the State of Montana to the Senators and Representatives in Congress of the State of Montana.

And as so amended said resolution do pass.

Report adopted.

RODGERS, Chairman.

Pursuant to recommendation of Judiciary Committee, H. B. No. 69 was referred to Committee on Agriculture.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following House Bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 71, introduced by Hathaway: A bill for an Act entitled: "An Act providing for the taxation of mineral, oil and gas rights and reservations when vested in any person, association, or persons or corporation other than owner of the fee to which such rights or reservations are attached, and prescribing the manner of assessment and collection of taxes thereon." Referred to Committee on Revenue and Taxation.

H. B. No. 72, introduced by Hathaway: A bill for an Act entitled: "An Act to amend Section 7 of Chapter 87 of the Session Laws of the Fifteenth Legislative Assembly relating to the method for the assessment and collection of a license fee on express companies doing business in this State." Referred to Committee on Revenue and Taxation.

H. B. No. 73, introduced by Geis. A bill for an Act entitled: "An Act to promote the mining and development of State lands valuable for Petroleum and Gas; to provide for the leasing, management, development, protection, and disposition thereof; and to define the powers and duties of the State Board of Land Commissioners in connection therewith." Referred to Committee on Petroleum, Oil and Gas Affairs.

MOTIONS AND RESOLUTIONS.

On motion of O'Hara, duly seconded and carried, S. B. No. 38 was removed from General Orders and re-referred to Committee on Judiciary.

On motion of Cooney, duly seconded and carried, H. B. No. 50 was removed from General Orders and re-referred to Committee on Revenue and Taxation.

On motion the House resolved itself into a Committee of the Whole for the consideration of General Orders; all Senate Bills numbering 1 to 95, relating to the Codes to be read by title and section only and open to amendment.

GENERAL ORDERS.

Hathaway in the chair.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole submitted the following report:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration, S. B. No. 16, S. B. No. 18, S. B. No. 61, S. B. No. 57, S. B. No. 83, S. B. No. 76, S. B. No. 75, S. B. No. 105, H. B. No. 39, and Senate Joint Resolution No. 1, report the same back to the House with the following recommendations:

S. B. No. 16, by Booth, be concurred in.

S. B. No. 18, by Booth, be concurred in.

S. B. No. 61, by Booth, be concurred in as amended.

S. B. No. 57, by Booth, be concurred in as amended.

S. B. No. 76, by Booth, be concurred in.

S. B. No. 75, by Booth, be concurred in.

S. B. No. 105, by Slattery, be concurred in.

H. B. No. 39, by Committee on Appropriations, do pass.

S. J. R. No. 1, by Pauline, be concurred in.

Report adopted.

HATHAWAY, Chairman.

On motion of Conser, duly seconded and carried, the Hon. Washington J. McCormick, Congressman-Elect from the First Congressional District, was extended the privileges of the Floor of the House and thereupon delivered a short address.

On motion, House reverted to Order of Business No. 8.

THIRD READING OF SENATE BILLS.

Speaker Pro Tem in chair.

S. B. No. 16, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Cavanaugh, Conser, Cooney, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Williams, Worden. Total 88.

Noes: None.

Absent and not voting: Black, Buell, Carlson, Charters, Chatfield, Covell, Crumbaker, Dillavou, Green (Dawson), Gullidge, Haskell, Johnson (Fergus), King, Parsons, Provinse, Roberts, Shoemaker (Yellowstone), Sickler, Wilcomb. Mr. Speaker. Total 20.

S. B. No. 18, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Brockway, Brooks, Brown (Mineral), Cady, Carlson, Cavanaugh, Chatfield, Conser, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Williams, Worden. Total 88.

zell, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Williams, Worden. Total 83.

Noes: None.

Absent and not voting: Black, Boorman, Brasier, Brown (Lewis and Clark), Buell, Charters, Cooney, Covell, Crumbaker, Faust, Green (Dawson), Gullidge, Haskell, Johnson (Fergus), King, MacDonald (Flathead), McQuarrie, O'Hara, Provinse, Roberts, Shoemaker (Yellowstone), Sickler, Skulason, Wilcomb, Mr. Speaker. Total 25.

S. B. No. 61, by Booth, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Chatfield, Conser, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Williams, Worden, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Black, Boorman, Brasier, Buell, Charters, Cooney, Covell, Crumbaker, Faust, Green (Dawson), Haskell, Hathaway, Johnson (Fergus), King, McQuarrie, Provinse, Roberts, Rouleau, Shoemaker (Yellowstone), Sickler, Skulason, Wilcomb. Total 22.

S. B. No. 57, by Booth, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Williams, Worden. Total, 85.

Noes: None.

Absent and not voting: Berglin, Black, Buell, Charters, Covell, Crumbaker, Dowlin (Rosebud), Faust, Green (Dawson), Green (Flathead), Gullidge, Haskell, Hathaway, Johnson (Fergus), King, Phelps, Provinse, Roberts, Shoemaker (Yellowstone), Sickler, Spencer, Wilcomb, Mr. Speaker. Total—23.

S. B. No. 83, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Conser, Cooney, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Green (Flathead), Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Williams, Worden. Total—84.

Noes: None.

Absent and not voting: Black, Boorman, Brown (Mineral), Buell, Charters, Chatfield, Covell, Crumbaker, Faust, Goodman, Green (Dawson), Gullidge, Haskell, Hathaway, Johnson (Fergus), King, Lakin, Phelps, Provinse, Roberts, Shoemaker (Yellowstone), Sickler, Wilcomb, Mr. Speaker. Total—24.

S. B. No. 76, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dowlin (Rosebud), Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, McQuarrie, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Ray, Reeves, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Seofield, Shoemaker (Lewis and Clark), Silver, Skulason Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wade Wallace, Warren, Williams, Worden. Total—85.

Noes: None.

Absent and not voting: Black, Brooks, Buell, Charters, Covell, Crumbaker, Faust, Green (Dawson), Gullidge, Haskell, Hathaway, Johnson (Fergus), King, Lakin, Phelps, Provinse, Reid, Roberts, Shoemaker (Yellowstone), Sickler, Troy, Wilcomb, Mr. Speaker. Total—23.

On motion, the House recessed until 2:30 o'clock P. M.

AFTERNOON SESSION.

House resumed.

Speaker Pro Tem in the Chair.

On motion, the House reverted to Order of Business No. 2.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date, introduce the following bills:

By Dillavou: A bill for an Act entitled: "An Act creating the office of State Marshal of the State of Montana, and prescribing and defining his powers and duties; providing for his compensation and salary; authorizing the employment of a clerk and the appointment of Deputies and prescribing and defining their powers and duties and providing for their salaries and compensation; creating a fund for the payment of the salaries and expenses of the State Marshal and his clerk and Deputies, and making an appropriation to a Law enforcement fund."

By Faust: A bill for an Act entitled: "An Act relating to the creation and organization of Mutual Insurance Companies, other than Life, regulating the business of such companies, and providing the conditions upon which foreign Mutual Insurance Companies, other than Life, may do business in Montana, and further providing penalties for the violation of said Act, amending Sections 4046, 4049, 4067, and 4074, and repealing Sections 4045, 4055, 4056, and 4057 of the Revised Codes of Montana of 1907, and Chapter 135 of the Session Laws of the Sixteenth Legislative Assembly."

By Rodgers: A bill for an Act entitled: "An Act to prevent deceit and fraud resulting from the undisclosed or unrevealed presence of substitutes for virgin wool in woven or knit fabrics purporting to contain wool and in garments or articles of apparel made therefrom manufactured in the State of Montana or in any State or County, and transported into the State of Montana for sale therein and conferring jurisdiction to enforce this Act and providing for the violation of the same."

THIRD READING OF SENATE BILLS.

S. B. No. 75, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin

Blomquist, Bohlin, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Faust, Geis, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Worden. Total 87.

Noes: None.

Absent and not voting: Black, Brockway, Conser, Covell, Crumbaker, English, Felton, Gillette, Green (Dawson), Haskell, Hills, Johnson (Deer Lodge), Johnson (Fergus), King, Rhoads, Sickler, Wallace, Warren, Wilcomb, Williams, Mr. Speaker. Total 21.

S. B. No. 105, by Slattery, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Blomquist, Bohling, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Faust, Felton, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 87.

Noes: None.

Absent and not voting: Berglin, Black, Brockway, Conser, Covell, Crumbaker, English, Geis, Green (Dawson), Haskell, Hills, Johnson (Deer Lodge), Johnson (Fergus), King, Ray, Rhoads, Rouleau, Sickler, Warren, Mr. Speaker, Sales. Total 21.

Senate Joint Resolution No. 1, by Pauline, having been read three several times, title and history agreed to, was adopted by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 87.

Noes: None.

Absent and not voting: Black, Boorman, Brockway, Buell, Conser, Covell, Crumbaker, English, Felton, Green (Dawson), Haskell, Hills, Johnson (Deer Lodge), King, MacDonald (Flathead), Rhoads, Rouleau, Sickler, Stevens, Warren, Mr. Speaker. Total 21.

THIRD READING OF BILLS.

H. B. No. 28, by Ray, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn,

Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total—86.

Noes: None.

Absent and not voting: Black, Buell, Conser, Covell, Crumbaker, English, Felton, Green (Dawson), Haskell, Hills, Johnson (Deer Lodge), Johnson (Fergus), King, MacDonald (Flathead), Rhoads, Rodgers, Rouleau, Sales, Sickler, Stevens, Wade, Warren. Total—22.

House Joint Memorial No. 2, by Hanson, and Rickard, having been read three several times, title and history agreed to, was adopted by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total—89.

Noes: None.

Absent and not voting: Black Brockway, Buell, Conser, Covell, English, Felton, Green (Dawson), Haskell, Johnson (Deer Lodge), Johnson (Fergus), Jones, King, MacDonald (Flathead), Rodgers, Rouleau, Sales, Sickler, Warren. Total—19.

On motion of Brooks, duly seconded and carried, the address of Hon. Washington J. McCormick is herewith incorporated in the Journal.

Mr. Speaker and Members of the House:

I have been aiming to get out here some time, but due to the fact that since my coming to Helena, it requires about one-half hour of my time to get ten feet from the Placer Hotel, and around about the City. I have not yet had a opportunity to make the progress which I have at last achieved this morning in coming and sitting in my old seat, where I had such a glorious time during the last session and where I met some of the best and brainiest people I ever expect to meet anywhere.

It is indeed a privilege to be allowed to stand here and talk to the members of this House, and while I assume that you will be looked to from time to time, I want to take the attitude that the House of Representatives in this Assembly, coming fresh from the people, and representing the popular voice, in matters before them, at the last time, this House does not need to take an back talk from anybody but can proceed with the mandate of the people directly in its pocket.

Now, my friends, remember this—those of us who were successful last fall were elected upon a proposition involving two schemes of government. There was not a great deal of politics concerned with the last campaign and so, therefore, it behooves the members of this Assembly and of the Administration not being able to dodge any issues and not being able to pass the responsibility to anybody else, inasmuch as a majority is had, a working majority is had, it behooves all of us, who are here today, and who are taking part in the Administration, so, to conduct ourselves that we may not be ashamed of what we have done or that we need to utter any apology for the actions of this house or of the Senate or of the Administration. If I may issue a word of caution, taking advantage of my old membership in this body, it would be this; I think it was Thomas Jefferson who said: that, "Government was instituted in order to pre-

rive what rights the people had, and not necessarily to take away rights which they had theretofore enjoyed."

Inasmuch, as we have this tremendous working majority, let us be careful about the exercise of tyrannical rights over the people. It is true this Legislature has the power at this time to do practically what may be within its conception and all that is proper and just, but let justness be exercised with caution prevailing in this assembly. It is glorious, of course, to have the strength of a giant, but it is perhaps still more glorious not to use that strength unnecessarily. However, I do not wish to take any more of your time. This is perhaps a moment which has come to me the first time, but which I shall always remember, and I am thankful for the honors that you have paid me, and I shall always look back upon my service in this House as one of the most pleasurable and profitable episodes of my life.

Before I cease, let me tell you one thing: I understand that I shall have the same sort of a voice in the selection of Federal Patronage during the incoming administration. Now, heretofore, I have had no applications for any positions at my disposal. I do not know what is the matter with this State; nobody seems to want to get on the Federal payroll; so I urge you if you have any desire to get a job, why, go after it and get one, and go after it hard, and be sure to bring the matter to my attention before I get through. That is the only intimation I have to tell you. (laughter.)

Now, what is more Mr. Speaker, and members, I thank you profoundly for the distinguished honor, which you have paid me this morning. (Applause.)

On motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The Committee on Mines and Mining reported as follows:

r. Speaker:

We, your Committee on Mines and Mining, having had under consideration B. No. 63, a Bill for an Act entitled: "An Act amending Section 3 of Chapter 1 of the Laws of the Eleventh Legislative Assembly of the State of Montana 1909, relating to the sampling of ores," respectfully report as follows: That said Bill No. 63 be concurred in.

Report adopted.

SAM TRELOAR, Chairman.

r. Speaker:

We, your Committee on Mines and Mining, having had under consideration substitute for S. B. No. 102, a bill for an Act entitled: "An Act requiring persons and corporations buying or treating ores from leased mining properties to furnish both the Lessor and Lessee, or Lessors and Lessees a copy of the statement of the gross and net proceeds of such ores, and requiring such lessor, or lessors, to make settlement with the Lessee, or Lessees, within a prescribed time, and to provide a penalty for failure so to do," respectfully report as follows: That Sub. S. B. No. 102 be concurred in.

Report adopted.

TRELOAR, Chairman.

The Judiciary Committee reported as follows:

r. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 17, entitled: "An Act amending Section 1808 of the Revised Codes of Montana of 1907, relating to inspection of livestock about to be moved from one county to another within the State," respectfully report as follows: That S. B. No. 17 be amended as follows: By striking out the word "meat" appearing in the original bill and inserting in lieu thereof the word "neat."

By striking out of the engrossed bill in the fourth line from the bottom of section 1 the word "its" and inserting in lieu thereof the word "his," and when amended the bill be concurred in.

Report adopted.

O'HARA, Chairman.

r. Speaker:

We, your Committee on Judiciary, having had under consideration, S. B. No. 77, entitled: "An Act amending Section 2 of Chapter 95 of the Laws of the Eleventh Legislative Assembly of the State of Montana of 1917, relating to the abatement of certain places termed nuisances," respectfully report as follows:

That S. B. No. 77 be referred to the Committee on Public Morals, Charities and Reforms.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 33, entitled: "An Act creating the Court of Industrial Relations, defining its powers and duties, and relating thereto, abolishing the public service commission repealing all acts and parts of acts in conflict therewith, providing penalties for the violation of this act and making an appropriation therefor," respectfully report as follows: That H. B. No. 33 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 49, entitled: "An Act prescribing what acts constitute unlawful interference with or obstruction or injury to any lawful business, trade or occupation; making it unlawful for any person or persons, corporation, association or combination of persons to interfere with, obstruct or injure any such business, trade or occupation and providing penalties for a violation thereof," respectfully report as follows: That H. B. No. 49 be printed and referred to the Committee on Corporations Other Than Municipal.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 62, entitled: "An Act prohibiting the Transportation of Intoxicating Liquor contrary to Law into this State, or from place to place within this State by any conveyance and providing for the seizure and confiscation of all liquors and conveyances used in the transportation thereof and providing penalties in violation thereof," respectfully report as follows: That H. B. No. 62 be referred to the Committee on Public Morals, Charities and Reforms.

Report adopted.

O'HARA, Chairman.

The Federal Relations Committee reported as follows:

Mr. Speaker:

We, your Committee on Federal Relations, having had under consideration H. B. No. 51, entitled: "An Act accepting on behalf of the State of Montana the invitation of the President of the United States as provided in Section 1814 of the Revised Statutes and agreeing to erect, in the National Statuary Hall in the capitol at Washington, a statue of Willbur F. Sanders," respectfully report as follows: That H. B. No. 51 be passed.

Report adopted.

KNUDSVIG, Chairman.

The State Boards and Officers Committee reported as follows:

Mr. Speaker:

We, your Committee on State Boards and Officers, having had under consideration H. B. No. 5, introduced by Bergeson, a bill for an Act entitled: "An Act to create a state tax commission, prescribing the powers and duties thereof and making an appropriation therefor," respectfully report as follows: That H. B. No. 5 be ordered printed and when so printed be re-referred to the Committee on State Boards and Officers.

Report adopted.

DILLAVOU, Chairman.

The Committee on Affairs of Cities reported as follows:

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration H. B. No. 16, introduced by Treloar, a bill for an Act entitled: "An Act requiring the erection of fire escapes on certain buildings; prescribing rules and regulations governing same; empowering the state fire marshal to enforce this Act and to prescribe specifications for the construction of fire escapes; prescribing the procedure to compel the erection of fire escapes and defining adequate fire escapes; providing for the reimbursement out of rent or lease money of any occupant or lessee required to erect fire escapes under the provisions of this Act and authorizing actions for the enforcement of this Act and providing penalties

for its violation and repealing all acts in conflict herewith," respectfully report follows: That H. B. No. 16 do pass.

Report adopted.

TOM F. McDONALD, Chairman.

On motion, House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following bills were introduced, read first and second times, and referred to Committees, as follows:

H. B. No. 74, by Skulason: A Bill for an Act entitled: "An Act amending Section 1 of Chapter 175 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917 relating to the Unlawful Sale of Intoxicating liquors." Referred to Committee on Public Morals, Charities and Reforms.

On motion, House adjourned until 10 o'clock A. M. Saturday.

Test:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

TWENTIETH DAY

January 22nd, 1921.

House met at 10 o'clock A. M., pursuant to adjournment.

Mr. Speaker Pro Tem in the Chair.

Prayer by Chhaplain.

Roll called and all present except Beley, Bergeson, Berglin, Black, Blomquist, Brasier, Brooks, Brown (Mineral), Covell, Daily, English, Johnson (Fergus), Kemp, King, Roberts, Rhoads, Scharnikow, Spratt, Troy, Wade, Wilcomb, and Mr. Speaker.

Haskell excused.

Quorum present.

The Journal Committee submitted the following report:

Mr. Speaker:

We, your Journal Committee, have this day examined the Journal for the nineteenth Legislative day and have found same to be correct.

JOHNSON (Silver Bow), Chairman.

Report approved.

COMMUNICATIONS AND PETITIONS.

The following communication was received from the Sergeant-at-Arms:

Mr. Speaker:

You are requested to make the announcement that the Woman's Club of Helena, request the City address of the wife, mother or sister of every representative visiting in Helena; that they may be sure of reaching them with an invitation to a reception to be given especially for them. Addresses to be left at the Sergeant-at-Arms' office.

JOS. DAVIS, Sgt.-at-Arms.

NOTICES OF BILLS.

The author gives notice that he will on Monday, or some subsequent date, introduce a Bill entitled:

By Cavanaugh: A Bill for an Act entitled, "An Act repealing Section 57 of the Revised Codes of Montana of 1907 and amending Article 11, Title Chapter 11 of the Revised Codes of 1907, entitled, 'Dissolution of Marriage' adding thereto three additional Sections to be known as Sections 3657, 3658, and 3659, providing for interlocutory Decrees of Divorce Proceedings and defining the duties of County Attorneys in such Proceedings, and repealing all acts and parts of Acts in conflict herewith."

REPORTS OF STANDING COMMITTEES.

The Committee on Live Stock and Public Ranges reported as follows:

Mr. Speaker:

We, your Committee on Livestock and Public Ranges having had under consideration H. B. No. 53, introduced by Hanson, entitled: "An Act amending Section 1 of Chapter 42 of the Laws of the 16th Legislative Assembly of the State of Montana of 1919, relating to the running at large of bulls on public ranges or national forest reserves in the State of Montana, and providing penalties therefor, by adding another Section designated as Section 5", respectfully report as follows: That H. B. No. 53 do not pass.

FELTON, Chairman.

Report adopted.

The Committee on Apportionment and Representation reported as follows:

Mr. Speaker:

We, your committee on Apportionment and Representation, having had under consideration H. B. No. 8, respectfully report as follows: That H. B. No. 8 be amended by substituting the word "eight" in place of word "ten" in line 16, and the figures "8,000" in place of figures "10,000" in the same line, and substituting the word "four" in place of the word "five" in line 17, and the figures "4,000" in place of the figures "5,000" in line 18.

Also amend Section 2 by substituting for Cascade County, 5 members instead of 4; Custer County, 2 members instead of 1; Flathead County, 3 members instead of 2; Hill County, 2 members instead of 1; Missoula County, 3 members instead of 2; Silver Bow County, 8 members instead of 6; and Yellowstone County, 4 members instead of 3, and as so amended that it do pass.

BROCKWAY, Chairman.

As a substitute for the motion to adopt the report it was moved, seconded and carried, that the bill be re-referred to the Committee on Apportionment and Representation.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following House Bills were introduced, read first and second times and referred to Committees, as follows:

H. B. No. 75, introduced by Dillavou: A Bill for an Act entitled: "An Act creating the office of State Marshal of the State of Montana, and prescribing and defining his powers and duties; providing for his compensation and salary, authorizing the employment of a clerk and the appointment of Deputies and prescribing and defining their powers and duties and providing for their salaries and compensations; creating a fund for the payment of the salaries and expenses of the State Marshal and his Clerk and Deputies, and making an appropriation to a Law Enforcement Fund." Referred to Committee on State Board and Officers.

H. B. No. 76, introduced by Bell: A Bill for an Act entitled: "An Act amending Section 3116 of the Revised Codes of the State of Montana, as amended by Chapter 7 of the Laws of the Extraordinary Session of the Sixteenth Legislative Assembly of the State of Montana, relating to the salaries of Court Officers." Referred to Judiciary Committee.

H. B. No. 77, introduced by MacDonald of Flathead: A Bill for an Act entitled: "An Act amending Sections 7276, 7277, 7279, 7283 and 7285 of the Revised Codes of Montana of 1907, relating to Summary Proceedings for obtaining possession of Real Property in certain cases and providing for a speedy trial and prompt decision of actions for forcible entry, forcible detainer, and unlawful detainer and repealing Section 7288 of the Revised Codes of Montana of 1907." Referred to Judiciary Committee.

H. B. No. 78, by Troy, Skulason, Riggs, Dowlin (Rosebud), and Rodgers. Bill for an Act entitled: "An Act to provide for the creation, organization and operation of agricultural corporations or co-operative districts, to promote the improvement of the production, processing, storing, warehousing and marketing of any or all agricultural or farm products; to define their purposes and powers."

s to creation, operation, existence, financing, including bonding, consolidation or joint operation, and dissolution." Referred to Committee on Agriculture.

H. B. No. 79, by Stevens: A Bill for an Act entitled: "An Act to amend Section 6a of Chapter 207, of the Acts of the 16th Legislative Assembly, entitled: 'An Act to amend Sections 5, 6 and 12 of Chapter 75 Acts of 15th Legislative Assembly, entitled "An Act to provide for the registration and identification of motor vehicles and operators thereof, and providing for the regulation of all vehicles operating upon the public highways of the State, and providing penalties for the violation of the provisions of this Act, and providing for the disposition of all funds collected thereunder, and repealing the provisions of Chapters 71 and 73 of the Laws of the 13th Legislative Assembly, and Chapter 65 of the Laws of the 14th Legislative Assembly." Referred to Committee on Highways.

H. B. No. 80, by Stevens: A Bill for an Act entitled: "An Act to amend Section 38 of Chapter 143, of the Acts of the Fifteenth Legislative Assembly, entitled, 'An Act relating to intoxicating liquors, prohibiting the soliciting and taking of orders therefor, the advertisement thereof. Declaring certain places to be nuisances and providing for their abatement, regulating, the transportation hereof, and providing for the search and seizure and destruction thereof, prescribing the powers and duties of certain officers, providing for the removal of certain officers for failure, neglect or procedure and the rules of evidence in actions and proceedings under the laws relating to intoxicating liquors and fixing the penalties for violations hereof.' Referred to Committee on Judiciary.

MOTIONS AND RESOLUTIONS.

On motion of O'Hara, duly seconded and carried H. B. No. 37 was re-referred to Judiciary Committee.

THIRD READING OF HOUSE BILLS.

H. B. No. 39, introduced by Committee on Appropriations, having been read three several times and title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Bohling, Boorman, Brockway, Brown (Lewis & Clark), Buell, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kenyon, Knudsig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Morthey, Ogden, O'Hara, Parsons, Peden, Penewell, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Nell, Spencer, Stevens, Stoner, Swift, Treloar, Wallace, Warren, Williams, Vorden. Total 83.

Noes: None.

Absent and not voting: Beley, Bergeson, Black, Blomquist, Brasier, Brooks, Brown (Mineral), Cady, Covell, Daily, English, Haskell, Hathaway, Johnson (Fergus), Kemp, King, Phelps, Rhoads, Roberts, Scharnikow, Spratt, Troy, Wade, Wilcomb, Mr. Speaker. Total—25.

On motion, the House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following House Bill was introduced without previous notice by unanimous consent of the House, read first and second time and referred to Committee as follows:

H. B. No. 81, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: 'An Act to amend Section 2594 of the Revised Codes of Montana of 1907, relating to the date of State and County Fiscal Year." Referred to Printing Committee.

On motion, the House resolved itself into Committee of the Whole, for the consideration of General Orders.

GENERAL ORDERS.

McQuarrie in Chair.

House resumed.

Speaker Pro Tem in Chair.

The Committee of the Whole submitted the following report:

We, your Committee of the Whole, having had under consideration Business on General Orders, respectfully report as follows:

That H. B. No. 19 do pass as amended.

That H. B. No. 35 be re-referred to Judiciary Committee.

That S. B. No. 17 be concurred in as amended.

That S. B. No. 63 be concurred in as amended.

That S. B. No. 102 be re-referred to Judiciary Committee.

McQUARRIE, Chairman.

Report adopted.

On motion the House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS
AND SECOND READING OF THE SAME.

The following House Bill was introduced, read first and second times and referred to Committee as follows:

H. B. No. 82, introduced by Faust: A Bill for an Act entitled: "An Act relating to the creation and organization of mutual insurance companies, other than life, regulating the business of such companies and providing the conditions upon which foreign mutual insurance companies, other than life, may do business in Montana, and further providing penalties for the violation of said Act, amending Sections 4046, 4049, 4067 and 4074 and repealing Sections 4045, 4055, 4056 and 4057 of the Revised Codes of Montana of 1907 and Chapter 135 of the Session Laws of the Sixteenth Assembly." Referred to Committee on Insurance.

On motion of Dillavou duly seconded and carried, the House reverted to Order of Business No. 8—Code Bills to be read by Title only.

THIRD READING OF SENATE BILLS.

S. B. No. 17, by Booth, having been read three several times and title and history agreed to was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Province, Reeves, Reid, Rickard, Riggs, Rixon, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Stevens, Swift, Wallace, Warren, Williams, Worden. Total—79.

Noes: None.

Absent and not voting: Beley, Black, Blomquist, Brasier, Brooks, Brown (Mineral), Cavanaugh, Covell, Daily, English, Goodland, Haskell, Johnson (Fergus), Jones, Kemp, King, Ogden, Ray, Rhoads, Roberts, Rouleau, Scharnikow, Spratt, Stoner, Treloar, Troy, Wade, Wilcomb, Mr. Speaker. Total 29.

S. B. No. 63, by Booth, having been read three several times and title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Bohling, Boorman, Brockway, Brown (Lewis & Clark), Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Province, Reeves, Reid, Rickard, Riggs, Rixon, Rodgers, Sandy, Scofield

Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulam, Smith, Spencer, Snell, Stevens, Stoner, Swift, Wallace, Warren, Williams, Jordan. Total 76.

Noes: None.

Absent and not voting: Beley, Black, Blomquist, Brasier, Brooks, Brown (Mineral), Cavanaugh, Covell, Daily, Dowlin (Yellowstone), English, Goodland, Hanson, Haskell, Johnson (Fergus), Jones, Kemp, King, MacDonald (Flathead), Ogden, Ray, Rhoads, Roberts, Rouleau, Sales, Scharnikow, Spratt, Treloar, Troy, Wade, Wilcomb, Mr. Speaker. Total 32.

On motion of Johnson of Deer Lodge, duly seconded and carried, the House adjourned until 1:00 o'clock P. M., Monday, January 24th.

Test: FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

TWENTY-SECOND DAY

Helena, Montana, January 24, 1921.

House met at 1:00 o'clock, pursuant to adjournment.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and all present except: Brown (Mineral), Daily, King, Penell, Rhoads, Troy and Wallace.

Haskell excused.

Quorum present.

The Committee on the Journal reported as follows:

Mr. Speaker:

We, your Committee on the Journal have this day examined the Journal for the twentieth Legislative day, and have found same to be correct.

Report adopted. JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communication was received from the City Council of Butte, and was referred to the Committee on Affairs of Cities:

COPY:

Whereas, it has been brought to the attention of the City Council of the City of Butte that a bill is about to be introduced in the Seventeenth Legislative Assembly of the State of Montana, now in session at the City of Helena, to abolish the present Metropolitan Police Law in force in the State of Montana;

And Whereas, the members of the City Council of the City of Butte believe that the said Metropolitan Police Law, under which the Police Department of the City of Butte is being administered, should not be repealed; that the law was passed for the purpose of removing the Police Departments of Cities of this State from the arena of politics, and to prevent the Mayor from summarily dismissing members of the Department in order to provide places for his friends and followers;

And Whereas, we believe that men who have served as police officers and who by virtue of their experience and ability in preventing and detecting crime have demonstrated their fitness to serve as such officers, should not be arbitrarily removed without first being accorded a trial before a Board or other tribunal constituted for that purpose; and whereas, we believe that if the present Metropolitan Police Law should be repealed it would mean that the old system could again prevail, under which police officers, regardless of their merit, could be removed at the whim or pleasure of each succeeding Mayor, and the taxpayers and citizens generally would suffer incalculable injury, because of not having a permanent and well organized and efficient Police Department, such as is now in existence in the City of Butte,

Now, therefore, be it Resolved, by the City Council of the City of Butte, Montana, in regular meeting assembled on the 19th day of January, 1920, at

the City Hall in the City of Butte, Montana, that we are unalterably opposed to a repeal of the said Metropolitan Police Laws of the State of Montana;

And be it further Resolved that the City Clerk of the City of Butte be instructed to forward a copy of this Resolution forthwith to the Governor of the State of Montana, and to the President of the Senate and Speaker of the House of Representatives of the Seventeenth Legislative Assembly of the State of Montana, and that a copy of this Resolution be also spread upon the minutes of the meeting.

Approved January 21st, 1921.

W. L. STODDEN, Mayor.

Attest: SHERBY IRVINE, City Clerk.

The following communication was received from the Governor:

January 22, 1921.

Speaker of the House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved House Bill No. 26, relating to the creation, organization, government and extension of irrigation districts.

JOS. M. DIXON, Governor.

The following communications from the Senate received and on motion of Johnson of Deer Lodge, duly seconded and carried, were considered as read at length:

Helena, Montana, January 21st, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the introduction of the following bills and the Senate Joint Resolution No. 2, and the reference to committees, as designated:

Senate Bill No. 134, introduced by Burgess, a Bill for an Act entitled: "An Act to Detach Broadwater County from the Fourteenth Judicial District and annex it to the First Judicial District of the State of Montana," referred to the Committee on Judicial Districts.

Senate Joint Resolution No. 2, introduced by Siegfriedt, "A Joint Resolution Relating to the Opening of a Direct Passage to the Sea, from the Upper Lake Superior and through the St. Lawrence River, thus Bringing Montana in Closer Contact with the Markets of the World," referred to Committee on Federal Relations.

House Bill No. 29, introduced by Scharnikow. A Bill for an act entitled "An Act prohibiting any Person, Persons, Corporation or Association of Individuals from Erecting, Placing or Maintaining any Advertising Sign or other Sign, except Usual Danger Signs, erected by Railway Companies, Within a Distance of Five Hundred Feet on Either Side from Any Railroad Crossing Outside of the Limitation of Incorporated Cities and Towns, and Providing a penalty for the Violation of the Provisions of This Act," referred to Committee on Roads and Highways.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 21st, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Standing Committees, reported as follows:

Committee on Judiciary reported S. B. No. 108, by Donlan, "An Act requiring a petition of 40 per cent of the qualified electors who are taxpayers, to authorize the voting upon the issuance of any school, town, city or county bond etc., and recommend that Section 1 of said Bill be amended by striking out in line 6, after the word "taxpayers" the word "or," and inserting in lieu thereof the words, "Upon real property within;" amend Section 2 by inserting in the third line of said section after the word "taxpayers," the words "upon real property therein;" and that as so amended the bill do pass.

Committee on Judiciary reported S. B. No. 86, by Booth, "An Act relating to the codification and general revision of the Laws of Montana," and recommended that said bill be amended by inserting in Section 4 at line 16 after the

ures "117," the figures "127"; by inserting in Section 4 in line 16, after the figures "129," the figures "138;" amend Section 6 by adding at the end of said section the following words: "the repeal of the Act mentioned in this Section, shall not be deemed to affect any right or obligation heretofore created under the terms of said Act, nor to prevent any foreclosure of any mortgage executed under the terms of this Act," and that as so amended the bill do pass.

Committee on Judiciary reported S. B. No. 100, by Donlan, "An Act authorizing the State Board of Examiners to fix the number, compensation, term and nature of office of all deputies, assistants, clerks and stenographers, employed by the Civil Executive State Officers," and recommended that the said bill be amended, by inserting after Section 1, the following: "Section 2. The compensation paid to each of the several deputies, assistants, clerks and stenographers in all Civil Executive Offices, Boards, Commissions or Departments, shall not exceed the maximum sum specified in the Annual Appropriation Bills passed by the Legislative Assembly for the year specified and the sum so specified in the Annual Appropriation Bill, shall be in full compensation for all services rendered by such deputies, assistants, clerks, and stenographers." Renumber Section 2 of original bill Section 3. Renumber Section 3 of the original bill Section 4. Amend striking out Section 4 of the original bill and that as so amended, the bill do pass.

Committee on Committees reported the following named members to act in a like Committee of the House to be known as Joint Constitutional Committee: Senators Paul, Larson, and Gallwey.

Committee on Roads and Highways reported Senate Bill No. 131 by Larson, an Act to amend Section 1 of Chapter 11 of Chapter 172 of the Laws of the Fifteenth Legislative Assembly relative to the raising of revenue for the construction, maintenance and improvement of public highways" and recommended that the same do pass. Also S. B. No. 132 by Larson "An Act relative to the raising of revenue for emergency purposes in the maintenance of public highways in the State of Montana," and recommended that the same do pass.

Committee on Education reported S. B. No. 121, by Mains, "An Act relating to School Bonds, etc., and recommend that the same be amended as follows: line 18 after the word "warrants," insert the following: "and for providing efficient funds to complete the school year of 1920-21; but no money derived from the sale of said bonds shall be used for any increasing salaries, purchase of new equipment, or for increasing school facilities in any manner whatsoever, and as so amended, that the bill do pass.

Committee on Horticulture, reported S. B. No. 116, by Leuthold, "An Act to amend Chapter 61 of the Montana Session Laws of 1913 and giving the Governor authority to quarantine districts within the State for insect pests and plant diseases," and recommended that same do pass.

Committee on Engrossed Bills, reported S. B. 67 and 85 back correctly engrossed.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker: Helena, Montana, January 21st, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session H. B. No. 26.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker: Helena, Montana, January 21, 1921.

I am directed by the Senate to inform your Honorable Body that a communication from Hon. Joseph M. Dixon, Governor, nominating W. B. Harlan of Hamilton, Ravalli County, to be a member of the Board of Managers of the State Soldiers Home, to fill the vacancy, caused by the resignation of Gen. Charles S. Warren, was read, and upon motion by Senator Donlan, duly seconded and carried, the Senate concurred in the nomination.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 21, 1921.

I am directed by the Senate to inform your Honorable Body, that the following notices of the introduction of Bills, were received and read:

By Leuthold. "An Act to amend Section 1 of Chapter 106 of the Laws of the 11th Legislative Assembly, relating to purposes for which private corporations may be formed."

By Long: "An Act authorizing the Board of Commissioners of Irrigation Districts organized under the Provisions of Chapter 146 of the Montana Session Laws of 1909, as amended to issue Refunding Bonds to refund and take up Irrigation District Bonds therefore issued."

By Long: "An Act to amend Section 8 of Chapter 146 of the Montana Session Laws of 1909, being an Act for the creation, organization of Irrigation Districts, and relating to the compensation of Commissioners."

By Donlan: "An Act to provide for a Budget system for the control of all expenditures of County Funds."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 21, 1921.

I am directed by the Senate to inform your Honorable Body, that the Committee of the Whole to whom was referred business on General File, respectfully report as follows:

S. B. 101 and recommend that same do pass.

S. B. 112 and recommend that same be amended as follows:

"S. B. 112. By inserting just above the words Section 1, the words, "It is enacted by the Legislative Assembly of the State of Montana." Amend by striking out Section 3 and as amended recommend that same do pass. John R. Page, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 21, 1921.

I am directed by the Senate to inform your Honorable Body that the Senate adjourned at 12:30 o'clock P. M., to meet Monday, January 24, 1921 at 1:30 o'clock P. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 21, 1921.

I am directed by the Senate to inform your Honorable Body, that the Joint Conference Committee submitted the following report:

Senate Committee agrees to concur in House amendments to S. B. No. 1.

Senate Committee agrees to concur in House amendments to S. B. No. 15.

House Committee agrees to recede from the House amendment to S. B. No. 22 of inserting Section 3 in said bill.

House Committee agrees to recede from the House amendment to S. B. No. 25 of inserting Section 3 in said bill.

Senate Committee agrees to concur in House amendment to S. B. No. 26 of inserting in lines 4 and 10 of the printed bill, after the word "operated" the words "or situated."

House Committee agrees to recede from House amendment to S. B. No. 2 of inserting Section 3 in said bill.

House Committee agrees to recede from the House amendment to S. B. No. 27, of inserting Section 3 in said bill.

House Committee agrees to recede from the House amendment to S. B. No. 28, of inserting Section 3 in said bill.

Senate Committee agrees to concur in House amendment to S. B. No. 29 of adding in line 2 of Section 1, after the word "bottles" the words "or other containers."

House Committee agrees to recede from House amendment to S. B. No. 2 of inserting Section 3 in said bill.

House Committee agrees to recede from House amendment to S. B. No. 30, inserting Section 3 in said bill.

House Committee agrees to recede from House amendment to S. B. No. 31, inserting Section 3 in said bill.

House Committee agrees to recede from House amendment to S. B. No. 32 inserting Section 3 in said Bill.

Senate Committee agrees to concur in House amendment to Senate Bill No. , by inserting in Section 3, line 16, after the word "commissioners" the words "any one justice of the peace."

Also, the Senate Committee agrees to concur in House amendment to S. B. No. 33 by striking out in line 9, page 3, the words "County Clerk" and inserting in lieu thereof the words "Clerk of the District Court."

House Committee agrees to recede from House amendment to S. B. No. 33, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 34, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 36 adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 37, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 39, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 40, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 43, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 44, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 46, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 48, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 49, adding Section 3 to said bill.

Senate Committee agrees to concur in House amendment to S. B. No. 50, by changing the title of said bill by striking out in lines 2 and 3 the words "changes of names of corporations" and inserting in lieu thereof the words "change of name."

House Committee agrees to recede from House amendment to S. B. No. 50, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 52, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 53, adding Section 3 to said bill.

Senate Committee agrees to concur in House amendment to S. B. No. 54 by inserting on page 2, line 13 of the printed bill, after the word "time" the words "within three months thereafter."

House Committee agrees to recede from House amendment to S. B. No. 54, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 59, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 62, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 64, adding Section 3 to said bill.

House Committee agrees to recede from House amendment to S. B. No. 7 of adding Section 3 to said bill.

Respectfully submitted,

E. S. BOOTH,
J. M. BURLINGAME,
J. H. STEWART,

Senate Conference Committee,
R. A. O'HARA,
H. G. RODGERS,
R. C. DILLAVOU,

House Conference Committee.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow, or some subsequent day introduce the following bills:

Committee on Labor: A Bill for an Act entitled: "An Act to protect the lives, health and morals of women and minor workers and to establish maximum hours; authorizing and empowering the Industrial Accident Board to fix such maximum hours and standard conditions of labor for such workers; providing for the appointment of a field Secretary of the Industrial Accident Board, fixing her salary and duties; providing penalties for the violation of this Act making an appropriation therefor; and repealing all Acts or parts of Acts in conflict herewith."

Committee on Agriculture: A Bill for an Act entitled: "An Act appropriating money for an emergency fund to be used in the control of serious outbreaks of insect pests and plant diseases affecting crops in Montana and prescribing the method of its expenditure."

By Sales: A Bill for an Act entitled: "An Act relating to the exemption of property from execution."

By Brooks: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to Section 6, Article V, of the Constitution of the State of Montana, relating to the sessions of the Legislative Assembly."

By Chatfield, by request: "An Act to regulate the practice of Chiropody (Podiatry) in the State of Montana; to provide for the establishment of a State Board of Chiropody (Podiatry) examiners; to define the duties and powers of said board; to provide for the examining and registering of Chiropodists (Podiatrists) in this State; and to provide penalties for the violation of this Act."

By Jones: "An Act to amend Section 2 of Chapter 92 of the Thirteenth Session of the Legislative Assembly of 1913, entitled: 'An Act to provide that the State University at Missoula, the College of Agriculture and Mechanical Arts at Bozeman, the School of Mines at Butte, and the State Normal School at Dillon, and such departments of said institutions as may hereafter be organized shall constitute the University of Montana; providing for the control and supervision thereof by the State Board of Education; authorizing said State Board to employ a chancellor of the University of Montana; requiring that degrees and diplomas to graduates of the several component institutions shall run from the University of Montana and that the State Board of Education, in the exercise of its discretion, shall take such steps and make such rules as may be necessary to prevent unnecessary duplications of courses of instruction in the various educational institutions composing said university; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said institutions; prescribing a seal for the University of Montana and its custody and the affixing of the same to certain documents, degrees, papers and instruments; defining the jurisdiction and authority of the presidents of the several institutions composing the University of Montana, and repealing all Acts or parts of Acts in conflict with this Act."

By Gullidge: "An Act to amend Sections 1800, 1802, 1803, 1807, and 1812, of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly. Said

ection 1803 having been amended by Chapter 94 of the Session Laws of the fifteenth Legislative Assembly, relating to adoption of Text Books."

REPORTS OF STANDING COMMITTEES.

The Committee on Constitutional Amendments reported as follows:

Ir. Speaker:

We, your Committee on Constitutional Amendments, having had under consideration H. B. No. 22, respectfully report as follows: That H. B. No. 22 do pass as amended.

ENGLISH, Chairman.

Report adopted.

The Judiciary Committee reported as follows:

Ir. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 35, entitled: "An Act to amend Section 4717 of the Revised Codes of the State of Montana of 1907, relating to the selection of a Homestead" respectfully report as follows: That H. B. No. 35 be amended by striking out in Section 2, after the word "after" the words "its passage and approval", and inserting in lieu thereof the words "the first day of July 1921," and when so amended the bill do pass.

O'HARA, Chairman.

Report adopted.

Ir. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 80 entitled: "An Act to amend Section 38 of Chapter 148 of the Acts of the fifteenth Legislative Assembly, entitled: 'An Act relating to intoxicating liquors, prohibiting the soliciting and taking of orders therefor, the advertisement hereof. Declaring certain places to be nuisances and providing for their abatement, regulating the transportation thereof and providing for the search and seizure and destruction thereof, prescribing the powers and duties of certain officers, providing for the removal of certain officers for failure, neglect or procedure and the rules of evidence in actions and proceedings under the Laws relating to intoxicating liquors and fixing the penalties for violations hereof,'" respectfully report as follows: That H. B. No. 80 be referred to Committee on Affairs of Cities.

O'HARA, Chairman.

Report adopted.

Ir. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 76, entitled: "An Act to amend Section 3116 of the Revised Codes of the State of Montana as amended by Chapter 7 of the Laws of the extraordinary session of the 16th Legislative Assembly of the State of Montana, relating to the salaries of County Officers," respectfully report as follows: That H. B. No. 76 do pass.

Report adopted.

O'HARA, Chairman.

Ir. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 1, entitled: "An Act amending Section 9791 of the Revised Codes of Montana of 1907, relating to the President of the Montana State Industrial School," respectfully report as follows: That S. B. No. 60 be amended as follows: By striking out line 5 of said bill being the following words: "A competent male person who shall be known as the President," and substituting in lieu thereof the words "President and Matron".

And that said bill be further amended by striking out the following words: "wit: Commencing with the word "and" in line 9 and ending with the word "who" in line 10, and substituting in lieu thereof the words "and the matron" and that said bill be further amended by striking out the word "President" in line 12 and substituting in lieu thereof the words "local executive board."

And that the title of said bill be amended by striking out the word "President" in line 3 of the title and substituting in lieu thereof the words "officers and employees," and when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 74, entitled: "An Act to amend Section 1812 of Chapter 76 of the Laws of the 13th Legislative Assembly of Montana of 1913, relating to free text books," respectfully report as follows: That S. B. No. 74 be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 87, entitled: "An Act relating to the powers of justices' courts after acquiring jurisdiction by service of process," respectfully report as follows: That S. B. No. 87 be not concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 88, entitled: "An Act amending Section 3 of Chapter 11 of the Laws of the 16th Legislative Assembly of the State of Montana of 1919, relating to the payment of the wages of employees," respectfully report as follows: That S. B. No. 88 amended by inserting in line 11 of the engrossed bill, after the word "discharge" the words "and demand", and when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

The Committee on Agriculture reported as follows:

Mr. Speaker:

We, your Committee on Agriculture, having had under consideration S. B. No. 21, introduced by Booth, entitled: "An Act amending Section 2024 of the Revised Codes of Montana of 1907, relating to the measurement of Hay in the Stack," respectfully report as follows: That S. B. No. 21 be amended by striking out line 11 the word "sixty" and inserting in lieu thereof the word "thirty" and when so amended the bill be concurred in.

CONSER, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Agriculture having had under consideration H. B. No. 78, introduced by Troy, Skulason, Riggs, Rodgers, and Dowlin of Rosebud, entitled "An Act to provide for the creation, organization, and operation of agricultural corporations, or co-operative agricultural districts, to promote the improvement of the production, processing, storing, warehousing, and marketing of any or all agricultural or farm products; to define their purposes and powers in creating, including bonding, consolidation or joint operation, and dissolution," respectfully report as follows: That H. B. No. 78 be printed, referred to the Judiciary Committee, and re-referred to the Agriculture Committee.

CONSER, Chairman.

Report adopted.

Pursuant to report of Committee on Agriculture, H. B. No. 78 was referred to Judiciary Committee and re-referred to the Agriculture Committee.

Pursuant to report of Judiciary Committee, H. B. No. 80 was referred to Committee on affairs of Cities.

The Judiciary Committee reported as follows:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, Substitute for S. B. No. 102, entitled: "An Act requiring persons and corporations buying or treating ores from leased mining properties to furnish to both the lessor and lessee, or lessors and lessees, a copy of the statement of the gross and net proceeds of such ores, and requiring such lessor or lessors to make settlement with the lessor or lessees within a prescribed time, and to provide a penalty for failure so to do," respectfully report as follows: That Substitute for S. B. No. 102 be amended as follows: The title to read:

"A Bill for an Act entitled: An Act requiring persons and corporations buying

treating ores from leased mining properties to furnish to both the lessor and lessee a copy of the statement of the gross and net proceeds of such ores, and requiring the shipper of such ores to furnish the names and addresses of both the lessor and lessee to the smelter or sampling works and requiring the shipper to make settlement with the lessor or lessee within 7 days from the receipt of said statement and providing a penalty for the violation thereof."

And to further amend said bill by striking out in line 6 of the printed bill the word "lessor" and inserting in lieu thereof the word "shipper" and before the word "lessee" in line 7 of the printed bill insert the words "lessor, lessors." Strike out the word "making" in line 8 of the printed bill and insert the words "interest in."

Strike out the word "lessor" in line 9 of the printed bill and insert in lieu thereof the word "shipper."

Insert the words "lessor or lessors" before the word "lessee" in line 9 of the printed bill.

Strike out the words "as such lessor" in line 1 of Section 2 of the printed bill and insert the word "shipper."

Insert the words "lessor or lessors" before the word "lessee" in line 2 of Section 2 of the printed bill.

Strike out the words "extracting such ores" in line 2 of Section 2. Insert after the word "section" in line 4 of section 2 the words "in addition to the value of the interest of the lessor or lessors, lessee or lessees, in said shipment," and when amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

The Printing Committee reported as follows:

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. No. 64-52 Joint Resolution No. 1, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. No. 42 and No. 43, beg leave to report that the same have this date been returned from the printer correctly printed.

COONEY.

Report adopted.

The Committee on Military Affairs reported as follows:

Mr. Speaker:

We, your Committee on Military affairs, having had under consideration, H. B. No. 25, entitled: An Act relating to the Veterans' Welfare Commission, providing for the sale of the Unsold Bonds or Warrants authorized by Chapter 105 of the Regular Session of the 16th Legislative Assembly, appropriating the unexpended portion of the moneys received or hereafter to be received from the sale of said bonds or warrants for the use of the Veterans' Welfare Commission and making an additional appropriation for the use of said commission, and repealing the portion of section 2 of Chapter 26 of the Extraordinary Session of the 6th Legislative Assembly relating to said Veterans' Welfare Commission and repealing all other acts and parts of acts in conflict herewith," respectfully report as follows: That H. B. No. 25 do pass,

STEVENS, Vice Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following Memorial was introduced without previous notice and by unanimous consent of the House, read first and second times, and referred to the Committee on Federal Relations.

House Memorial No. 3, by Shoemaker of Lewis and Clark, relative to National Monument "The Gates of the Rocky Mountains."

The following House Bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 83 by Cavanaugh: A Bill for an Act entitled: "An Act repealing Section 3657 of the Revised Codes of Montana of 1907, and amending Article 11, Title 1, Chapter 11, of the Revised Codes of 1907, entitled 'Dissolution of Marriage' by adding thereto three additional Sections to be known as Sections 3657, 3658, and 3659, providing for Interlocutory Decrees in Divorce Proceedings and defining the duties of County Attorneys in such Proceedings, and repealing Acts and parts of Acts in conflict herewith." Referred to Judiciary Committee.

H. B. No. 84, by Wilcomb: A Bill for an Act entitled: "An Act to punish Derogatory Statements Affecting Banks." Referred to Committee on Banks and Banking.

H. B. No. 85, by Rodgers. A Bill for an Act entitled: "An Act to prevent deceit and fraud resulting from the undisclosed or unrevealed presence of substitutes for virgin wool in woven or knit fabrics purporting to contain wool and in garments or articles of apparel made therefrom, manufactured in the State of Montana or in any State or Country and transported into the State of Montana for sale therein, or offered for sale in said State, and conferring upon the Officers of the Commissioner of Agriculture and Publicity, jurisdiction to enforce this Act and providing penalties for the violation of this Act." Referred to Judiciary Committee.

H. B. No. 86, by Haynes. A Bill for an Act entitled: "An Act to provide for Seed Grain Contract or Agreement Lien." Referred to Judiciary Committee.

THIRD READING OF HOUSE BILLS.

The following House Bill, having been read three several times, title and history agreed to, was passed by the following vote:

H. B. No. 19, by King:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wade, Warren, Wilcomb, Williams, Worden, Mr. Speaker. Total—96.

Noes: None.

Absent and not voting: Brown (Mineral), Daily, Haskell, Haynes, Johnson (Fergus), King, Larson, Ogden, Penewell, Rhoads, Troy, Wallace. Total—12.

On motion, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Johnson of Deer Lodge in the Chair.

House resumed.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration H. B. No. 60, respectfully report as follows: That H. B. No. 60 do pass.

JOHNSON of Deer Lodge, Chairman.

Report adopted.

On motion, the House recessed until 2:30 o'clock P. M.

House resumed.

On motion the House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The Committee on State Institutions, Public Buildings and Grounds, reported as follows:

b. Speaker:

We, your Committee on State Institutions, having had under consideration B. No. 63, recommend that the bill be amended to read \$150 per month as the salary of the Commandant instead of \$200. With this recommendation adopted, we move that the bill do pass.

Report adopted.

REEVES Chairman.

The Committee on Federal Relations reported as follows:

c. Speaker:

We, your Committee on Federal Relations, having had under consideration B. No. 70, a bill for an Act entitled: "An Act to provide for the acceptance of the benefits of an Act passed by the Senate and House of Representatives of the United States of America in Congress assembled; to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise to provide for compliance with all the requirements of such act; to provide for the appointment of a custodian of all moneys received by the State from appropriations made by the Congress of the United States for the purpose stated and for the establishment of a vocational rehabilitation fund; to provide for the appointment of a State Board to co-operate with Federal Board for vocational education in carrying out the provisions of said act, and prescribe its powers and duties; to provide for a plan of co-operation between such State Board and the State Industrial Accident Board; to provide for the acceptance of gifts and donations and the creation of a special fund, and to make appropriations to provide for the vocational rehabilitation of persons disabled in industry or otherwise," reports back with the following recommendations: That Section 2, line 5 the words after receive "gifts and donations" be inserted; also in Section 7 after the words "of this act," (line 6), the following words be stricken: "All moneys received as gifts, or donations shall be deposited in the State Treasury and shall constitute a permanent fund to be called the special fund for the vocational rehabilitation of disabled persons, to be used by the said board to defray the expenses of vocational rehabilitation in special cases, including the payment of necessary expenses of persons undergoing training."

And we further recommend that after having full consideration, H. B. No. 70, that the bill do pass with the said recommendations.

Report adopted.

KNUDSVIG, Chairman.

MOTIONS AND RESOLUTIONS.

House Joint Resolution No. 4, introduced by Jones:

Whereas, the House and Senate of the Seventeenth Legislative Assembly, have at this time a Committee investigating the affairs of the State Highway Commission, and,

Whereas it is believed, that a number of employees of the State Highway Commission at the present time can without injury to the service be dismissed from employment.

Therefore, Be It Resolved, by the House of Representatives, the Senate concurring, that the Honorable John Edy, Chief Engineer of the Highway Department, be and is hereby directed to dismiss from the service of the State Highway Commission any and all employees now employed in said department which can be done without injury to the service and that said John Edy, Chief Engineer, be directed to retain only such employees as may be necessary for the continuation of the work now in progress on contracts in course of performance and such other number of office employees as may be actually necessary for the continuation of necessary office work until such time as the Legislative Assembly may determine the future policy to be adopted by the Highway Commission.

Resolution adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced by Committee on Appropriations, with-

out previous notice, by unanimous consent of the House, read first and second times, and referred to Committees as follows:

H. B. No. 87, introduced by Committee on Appropriations. A bill for an Act entitled: "An Act providing for the investment of the State Educational Bond Sinking and Interest Fund." Referred to Committee on Appropriations.

H. B. No. 88, introduced by Committee on Appropriations. A bill for an Act entitled: "An Act to abolish the State Board of Health Maintenance Fund, the State Fire Marshal's Fund, and the State Examiner's Fund, and directing the transfers of all moneys now in said Funds or hereafter accruing thereto to the General Fund." Referred to Committee on Appropriations.

H. B. No. 89, introduced by Committee on Appropriations. A bill for an Act entitled: "An Act to amend Section 4364 of the Revised Codes of 1907, relating to the oath and bond of members of the Board of Railroad Commissioners of the State of Montana." Referred to Committee on Appropriations.

H. B. No. 90 introduced by Committee on Appropriations. A bill for an Act entitled: "An Act to amend Section 11 of Chapter 36 of the Laws of the Sixteenth Legislative Assembly; transferring all moneys in the State Board of Health Hotel Fund to the General Fund." Referred to Committee on Appropriations.

H. B. No. 91, introduced by Committee on Appropriations. A bill for an Act entitled: "An Act to amend Section 23 of Chapter 85 of the Laws of the Thirteenth Legislative Assembly; abolishing the fund known as the Investment Commission Fund, and directing the transfer to the General Fund of all moneys now in or hereafter accruing to said Fund." Referred to Committee on Appropriations.

H. B. No. 92, introduced by Committee on Appropriations. A bill for an Act entitled: "An Act to amend Section 1947 of the Revised Codes of 1907, relating to the State Board of Horticulture." Referred to Committee on Appropriations.

H. B. No. 93, introduced by Committee on Appropriations. A bill for an Act entitled: "An Act to amend Section 23 of Chapter 148 of the Laws of the Twelfth Legislative Assembly, relating to the Office of Fire Marshal." Referred to Committee on Appropriations.

H. B. No. 84, introduced by Committee on Appropriations. A Bill for an Act entitled: "An Act creating the University Maintenance Fund; prescribing what moneys shall be paid into said Fund; and directing the segregation of the Proceeds of the One and One-half Mill Tax Levy provided for by Initiative Measure No. 18." Referred to Committee on Appropriations.

The following House Bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 95, by Hathaway: A bill for an Act entitled: "An Act to amend Section 436 of the Revised Codes of the State of Montana of 1907, relating to Office Hours of State Officers." Referred to Committee on State Boards and Officers.

H. B. No. 96, by Hathaway: A bill for an Act entitled: "An Act to provide for the removal of Sheriffs and County Attorneys for misconduct in office." Referred to Judiciary Committee.

On motion, the House recessed until 3:15 o'clock P. M.
House resumed.

The House reverted to Order of Business No. 2.

COMMUNICATIONS AND PETITIONS.

Mr. Speaker:

Helena, Montana, January 24, 1921.

There will be a public meeting of the Committee on Railroads and Transportation on Wednesday, January 26th at 9:30 A. M. in Engrossing Room, to consider H. B. No. 44, relating to length of freight trains in the State of Montana.

EARL W. BROWN, Chairman.

NOTICES OF BILLS.

Authors give notice, that they will on tomorrow or some subsequent date introduce the following bills:

By Cooney: "An Act concerning licenses for revenue purposes; requiring every person, firm, association, joint-stock company, syndicate and corporation engaged in or carrying on the business of working or operating any mine or mining property in the State of Montana, from which gold, silver, copper, lead or any other metal or metals, or precious or semi-precious gems or stones of any kind shall be mined, extracted or produced, to pay to the State Treasurer certain annual license fees for engaging in or carrying on such business in this State; fixing the amount of such license fees to be paid therefor; providing a method for the assessment and collection thereof and for the disposition thereof; and prescribing penalties for violations of the provisions of this Act."

By Cooney: "An Act to amend Section 6 of Chapter 75 Acts of the Fifteenth Legislative Assembly, prescribing the fees to be paid for the registration of motor vehicles, as the same was amended by Chapter 207 Acts of the Sixteenth Legislative Assembly."

By Cooney: "An Act to provide for the taxation of the net proceeds of fines and repealing Sections 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, and 2571 of the Revised Codes of Montana of 1907."

By Cooney: "An Act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of coal mining or engaged in working or operating any mine or mining property in the State of Montana from which coal is mined, produced or extracted, to pay to the State Treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this act."

By Cooney: "An Act requiring every person, firm, association, joint-stock company, and corporation engaged in or carrying on the business of producing or manufacturing cement, cement plaster, or gypsum plaster in this State, shall pay to the State Treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violation of the provisions of this act."

By Cooney: "An Act requiring every person, firm, co-partnership, association, joint-stock company, syndicate and corporation engaged in or carrying on the business of producing, within this State, petroleum or other mineral or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this State, any well or wells from which petroleum or other mineral or crude oil is produced, to pay to the State Treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana, fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this act."

By Cooney: "An Act providing for the assessment, levying, collecting and paying of a tax on incomes."

By Cooney: "An Act to establish a tax on direct and collateral inheritances, bequests and devises; to provide for its assessment and collection; and directing the disposition of the proceeds thereof; and repealing, subject to certain reservations, Sections 7724 to 7751, both inclusive, of the Revised Codes of Montana of 1907."

By Brown: A Bill for an Act entitled: "An Act to amend Section 13 of an Act entitled: 'An Act to create the Montana Irrigation Commission; to define its powers and duties; to define the powers and duties of the State Engineer in connection therewith; to provide for the furnishing of and contracting for power by an irrigation district; to provide for the apportionment of the cost of pumping water; to provide for drainage of lands within an irrigation district; and to provide penalties for a violation of the Provisions of this Act' approved August 11, 1919; relating to the apportionment of pumping costs in irrigation districts."

REPORTS OF STANDING COMMITTEES.

The Judiciary Committee reported as follows:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, H. B. No.

45, entitled: "An Act relating to special improvements in Districts in thick populated localities outside of the limits of Incorporated Towns and Cities and to empower the Board of County Commissioners to create special improvement Districts in such localities for the purpose of constructing sanitary and storm sewers and installing lights, waterworks plants, sidewalks and such other special improvements as may be petitioned for by sixty per cent of the Freeholders affected by the same, and providing for the levy and collection of special assessments to pay for the same and adequately to maintain same and to extend the payment of installments over any period not exceeding ten years and to provide for the issuance of Special Improvement Warrants or Bonds in such special improvement District and repealing Chapter 123, Laws 1915, Chapter 156, Law 1917, and Chapter 67, Laws 1919," respectfully report as follows: That H. B. No. 45 be amended as follows:

Strike out in line 7 of page 2 the word "having" and substitute in lieu thereof the word "owning." And further amend said bill by striking out in line 18 of page 3 the words "of a majority" and substituting in lieu thereof the words "or more than 50 per cent of the area."

And that said bill be further amended by striking out in line 26 on page 5 the word "corresponding" and substituting in lieu thereof the word "accompanying."

And that said bill be further amended by inserting after the word "owner" in line 19 of page 7 the words "in case no written objection is filed by him."

By striking out in lines 20 and 21 on page 9 the words "for a period of five (5) days."

By inserting in line 21 after the word "published" the words "at least one publication."

By striking out in line 31 of page 9 after the word "county" and before the word "two" the word "clerk" and substituting in lieu thereof the word "treasurer."

And that said bill be further amended by inserting the figure 3 after the word "section" in line 27 on page 11 of said bill.

And that said bill be further amended by inserting the figure 3 after the word "section" in line 4 on page 12 of said bill.

By striking out the words "twenty (20)" in line 10 of page 15 and inserting in lieu thereof the word "ten (10)."

And that said bill be further amended by striking out the word "warrants" in line 13 on page 16 of said bill and inserting in lieu thereof the word "contracts."

And when so amended the bill do pass.

Report adopted.

O'HARA, Chairman.

On motion the House resolved itself into a Committee of the Whole for the consideration of General Orders—Senate Bills relating to Code Measures to be read by Section and Title only and open to amendment.

GENERAL ORDERS.

Cooney in the chair.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole submitted the following report:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration Business on General Orders, respectfully report as follows:

S. B. No. 21 be concurred in as amended.

S. B. No. 60 be concurred in as amended.

S. B. No. 74 be concurred in.

S. B. No. 88 be concurred in as amended.

S. B. No. 102 be concurred in as amended.

H. B. No. 64 be re-referred to Judiciary Committee.

H. B. No. 52 recommend bill do pass.

H. J. R. No. 1 do pass as amended.

H. B. No. 25 be re-referred to Committee on Appropriations.

H. B. No. 35, that enacting clause be stricken out.

Report adopted.

COONEY, Chairman.

Pursuant to report of Committee of Whole, H. B. No. 64 was re-referred to Judiciary Committee, and H. B. No. 25 was re-referred to Committee on Appropriations.

On motion, the House adjourned until 10:30 o'clock A. M., Tuesday, January 25th.

test: FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

TWENTY-THIRD DAY

Helena, Montana January 25, 1921.

House met at 10:30 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and all present except Troy.

Quorum present.

The Committee on the Journal reported as follows:

r. Speaker:

We, your Committee on the Journal, have this day examined the Journal of the twenty-second Legislative Day, and have found same to be correct.

Report adopted. JOHNSON, of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the senate and on motion Johnson of Deer Lodge, duly seconded and carried, were considered as read length.

Helena, Montana, January 24, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body that the senate adjourned at 3:20 o'clock P. M., to meet Tuesday, January 25, 1921, at 9:00 A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 24, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were read the third time, title agreed to, passed and are herewith transmitted to the House for concurrence:

S. B. 67, by Booth, "An Act amending Sections 1100, 1101, 1103, 1105, of chapter 76 of the Laws of the 13th Legislative Assembly, etc."

S. B. 85, by Booth, "An Act relating to the assessment for the purpose of taxation of bank stock, etc."

S. B. 112, by Junod, "An Act to amend Section 2931 of the Revised Codes, etc."

S. B. 101, by Edwards, "An Act to amend Sections 165 and 166 of the Revised Codes, etc."

Also H. J. M. No. 1, introduced by Committee on Live Stock and Public Ranges, relative to the regulation of the Packing Industry, was read third time, title agreed to, concurred in, and is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 24, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the following reports of standing Committees this day received and adopted.

Report of Printing Committee: Mr. President: We, your Committee on Printing, to whom was referred S. B. Nos. 97, 100, 108, 116, 117, 121, 131 and 132, also Substitute for S. B. 84, and House Joint Memorial No. 1, beg leave to report that the same have this date been returned from the Printer correctly printed.

WHITE, Chairman.

Report of Committee on Enrolled Bills: "Mr. President: Your Committee on Enrolled Bills to whom was referred S. B. Nos. 4, 12, 11, 3, 2, 13, 19, 65, 24, 60, 20, 9, 10, 14, 51, 23, and 25 beg leave to report the same correctly enrolled.

LOY, Chairman.

Report of Committee on Taxation: "Mr. President: Your Committee on Taxation, to whom was referred S. B. No. 125, introduced by Griffin, 'An Act to amend Chapter 33 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, entitled 'An Act to amend Section 2651, of the Revised Code of Montana of 1907, relating to notice of application for tax deeds,' having had the same under consideration, beg leave to report that the same do pass.

CONNELLY, Chairman.

Report of Committee on Stockgrowing and Grazing: "Mr. President: We, your Committee on Stockgrowing and Grazing, having had under consideration House Joint Memorial No. 1, introduced by Committee on Livestock and Public Range, relative to the regulation of the Packing Industry," beg leave to report that the same be concurred in.

HALEY, Chairman.

Report of Committee on Taxation: "Mr. President: We, your Committee on Taxation, to whom was referred S. B. No. 96, by Leuthold, 'An Act relating to taxation; fixing the penalty for delinquent taxes, regulating the publication of notice of delinquent taxes and of delinquent tax lists, amending Sections 2610, 2622, 2623, and 2629 of the Revised Codes of Montana of 1907, and repealing all Acts and parts of Acts in conflict herewith,'" recommend that the bill do not pass.

CONNELLY, Chairman.

Report of Committee on Engrossed Bills: "Mr. President: We, your Committee on Engrossed Bills, to whom was referred S. B. No. 101 and 112, beg leave to report same back correctly engrossed.

T. P. STEWART, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 24, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that on motion of Senator Booth, seconded and carried, all Bills which were amended in the House be referred to the Judiciary Committee for consideration of House amendments.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 24, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that under the order of business Motions and Resolutions, S. B. No. 103 was taken from General File and consideration thereof postponed until January 25th, on motion of Senator Donlan, duly seconded and carried.

On motion of Senator Paul, duly seconded and carried, S. B. No. 117 was referred to the Committee on New Counties and Divisions. On motion by Senator Larson, seconded and carried, Senator Mears was made a member on the Committee on Stockgrowing and Grazing.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 24, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the introduction of Bills this day received and read:

Mr. President: I hereby give notice that I will on tomorrow or some subsequent date, introduce a Bill for an Act entitled: "An Act amending Section 670 of the Revised Codes of Montana of 1907, relating to proceedings to determine heirship." **BOOTH.**

Mr. President: I hereby give notice that on tomorrow or some subsequent date, I will introduce a Bill for an Act entitled: "An Act relating to Court Reporters, defining their duties, fixing their compensation, and amending Sections 3373, 6374, 6376, 6377, 6378, as amended by Chapter 80, page 109, of the Laws enacted at the 11th Legislative Assembly of the State of Montana, 6379, and 6380, and repealing Section 6375 Revised Codes of Montana, 1907." **CHURCH.**

Mr. President: I hereby give notice that I will on tomorrow or some subsequent date, introduces a Bill for an Act entitled: "An Act amending Section 1756 of the Revised Codes of Montana of 1907, relating to the execution of mortgages, deeds of trust and assignments for the benefit of creditors by corporations." **BOOTH.**

Mr. President: I hereby give notice that I will on tomorrow or some subsequent day, introduce a Bill for an Act entitled: "An Act to amend Chapter 35 of the Session Laws of 1919, entitled, 'An Act to amend Sections 6345, 6350, 6351, 6352, 6353, 6354, 6365, 6368, 6731, 6732, 6734, 6735 of the Revised Codes of 1907 of the State of Montana, and to add Section 6369-A to the Revised Codes of 1907 of Montana, relating to the drawing of Jury Panels, Juries and Jurors, and the duty of the Clerk of the Court, regarding such drawings." **HAALAND.**

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 24, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the following report of the Committee of the Whole:

Mr. President: Your Committee of the Whole to whom was referred Business on General File, beg to report, having had under consideration S. B. No. 86, and recommend that the same do pass.

H. J. M. No. 1, and recommend that same be concurred in.

ANDERSON, Chairman.
Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 24, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the introduction of the following Bills this date in the Senate and referred to the Committees as designated:

House Joint Memorial No. 2, by Hansen and Rickard: "Memorial to Congress of the United States to enact such legislation as may be necessary to impose an import duty on flax for the protection of the flax growing industry of the United States." Referred to Committee on Agriculture.

H. B. No. 28, by Ray. "An Act to amend Section 2 of Chapter 162 of the Session Laws of the 15th Legislative Assembly of the State of Montana, entitled: 'An Act to amend Section 2 of Chapter 25 of the Session Laws of the 14th Legislative Assembly of the State of Montana, entitled, 'An Act to secure for threshermen a lien upon grain and other crops threshed by them for their compensation, and to provide for the filing and foreclosing of said liens.'" Referred to Committee on Agriculture.

H. B. No. 39, by Committee on Appropriations. "An Act appropriating money for the maintenance of the office of the Attorney General, Secretary of State, State Auditor, State Treasurer, and Superintendent of Public Instruction for the months of January and February, 1921; also for a deficit in the offices of

the Attorney General for the year 1920, in the sum of \$226.84." Referred to Committee on Finance and Claims.

S. B. No. 135, by Lewis. "An Act to amend Sections 2, 3, 9, 10, 13, 16, 17, 18, 21, and 32 and to repeal Sections 20 and 22 of the law initiated and passed by the people of the State of Montana at the general election of 1912, entitled, 'A Bill to propose by initiative petition a law to provide for party nominations by direct vote,' and to add two new Sections thereto to be known as Sections 3A and 3B." Referred to Committee on Elections and Privileges.

S. B. No. 136, by Lewis. "An Act to amend Sections 1 and 2 of the law initiated and passed by the people of the State of Montana at the general election of 1912, entitled: 'A Bill to propose by initiative petition a law to provide for the expression by the people of the State of Montana of their preference for party candidates for president and vice president of the United States, the election of delegates to presidential conventions and the nomination of presidential electors by direct vote.'" Referred to Committee on Elections and Privileges.

S. B. No. 137, by Leuthold. "An Act to amend Section 1 of Chapter 106 of the Laws of the 11th Legislative Assembly, relating to purposes for which private corporations may be formed." Referred to Judiciary Committee.

S. B. No. 138, by Greening. "An Act to amend Section 4192 of the Revised Codes of the State of Montana, 1907, pertaining to the time when Building and Loan Associations may commence business, and granting to the State Examiner discretion in the issuance of the Institution authorizing the commencement of business by such examiner; also to amend Section 4198 of said Revised Codes, pertaining to the taxation of the property and capital stock of Building and Loan Associations." Referred to Committee on Banks and Banking.

S. B. No. 139, by Hefferlin. "An Act amending Sections 1, 3, 5, 6, 7 and 11 of Chapter 124 of the Laws of the 15th Legislative Assembly of the State of Montana of 1917, relating to the investment of common school and other permanent State Educational Fund and farm loans; adding to said Act a new Section to be known as Section 3A; repealing Sections 13, 14, and 15 of said Act and all Acts and parts of Acts in conflict herewith." Referred to Committee on Education.

S. B. No. 140, by Donlan. "An Act to provide for a budget system for the control of all expenditures of County Funds." Referred to Committee on Judiciary.

S. B. No. 141, by Junod. "An Act establishing a State Highway Commissioner; prescribing the powers and duties thereof, and authorizing the construction, maintenance, repair and marking of public roads and bridges, creating a State Highway Fund, imposing certain duties upon county and local road officials, and assenting to the Federal Aid Act of Congress approved July 11, 1916, and all other Acts granting aid for public highways; and authorizing the State Highway to cooperate with the United States Government in the construction of roads and bridges and repealing Chapter 170, Session Laws of the Fifteenth Legislative Assembly of Montana." Referred to Committee on Roads and Highways.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 24, 1921.

I am directed by the Senate to inform your Honorable Body of the reception of Resolution by the Senate from the City Council of the City of Butte, opposing the repeal of the Metropolitan Police Law now in force in this State. The Resolution was read and ordered filed.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 24, 1921.

I am directed by the Senate to inform your Honorable Body that by direction of the President of the Senate the Secretary gave notice that the President is about to sign the following bills:

S. B. Nos. 4, 12, 11, 3, 2, 24, 66, 20, 9, 10, 14, 13, 19, 65, 51, 23, and 25. The said Bills were signed in open session.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 24, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Heren, duly seconded and carried, the President was authorized to appoint a Committee of three to draft suitable resolutions on the death of Mr. H. B. Hill, an employe of the Senate. The President appointed as such committee, Senators Kirton, Slattery and Lowe.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 24, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the reception of the Senate House Joint Resolution No. 4, by Jones, and upon motion by Senator Booth, duly seconded and carried, same was concurred in and the Resolution is herewith returned to the House.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Engrossing, beg leave to report that H. B. No. 60 is been correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 7, entitled: "An Act relating to arbitration and providing for the validity and enforcement of arbitration agreements and method of Procedure thereunder," respectfully report as follows:

That H. B. No. 37 be referred to Labor Committee.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 85, entitled: "An Act to prevent deceit and fraud resulting from the undisclosed or unrevealed presence of substitutes for virgin wool in woven or knit fabrics purporting to contain wool and in garments or articles of apparel made therefrom, manufactured in the State of Montana, or in any State or Country and transported into the State of Montana for sale therein, or offered for sale in said State, and conferring upon the Officers of the Commissioner of Agriculture and Publicity jurisdiction to enforce this Act and providing penalties for the violation of this Act," respectfully report as follows:

That H. B. No. 85 be printed and then re-referred to the Judiciary Committee.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 96, entitled: "An Act to provide for the removal of Sheriffs and County Attorneys for misconduct in Office," respectfully report as follows:

That H. B. No. 96 do not pass.

O'HARA, Chairman.

O'Hara moved the adoption of the above report.

As a substitute, Hathaway moved that H. B. No. 96 be segregated, and ordered printed, and placed on General Orders. Seconded.

Hathaway called for a roll call of the House on above substitute motion and motion was carried by following vote:

Ayes: Bell, Berglin, Blomquist, Boorman, Brasier, Brockway, Brown (Mineral), Buell, Carlson, Cavanaugh, Dillon, Dowlin (Rosebud), Dowlin (Yellow-

stone), Dunbar, Fairgrieve, Faust, Gillette, Goodland, Green (Dawson), Greer (Flathead), Hanson, Hathaway, Haynes, Hills, Knudsvig, Lakin, Larson, M. Quarrie, Northey, Ogden, Parsons, Peden, Perrine, Phelps, Ray, Riggs, Rixon, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Sickler, Smit, Snell, Spencer, Spratt, Stoner, Swift, Wade, Warren, Williams, Worden, Total, 5

Noes: Allen, Anderson, Arnold, Austin, Beley, Black, Bohling, Brook Brown (Lewis and Clark), Cady, Charters, Chatfield, Conser, Cooney, Covey, Daily, Dodds, Dunn, English, Geis, Goodman, Gullidge, Hunter, Johnson (De Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, MacDonald (Flathead), McDonald (Silver Bow), O'Hara, Penewell, Provinse, Reeve, Reid, Rickard, Roberts, Rodgers, Roulean, Shoemaker (Lewis and Clark), Silve Skulason, Stevens, Treloar, Wallace, Wilcomb, Mr. Speaker. Total, 47.

Absent and not voting: Bergeson, Crumbaker, Felton, Haskell, Jones, Rhoads, Troy. Total, 7.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 41, entitled: "An Act amending Section 4725 of the Revised Codes of Montana of 1907, relating to the persons who may take by testamentary disposition," respectfully report as follows:

That S. B. No. 41 be not concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 58, entitled: "An Act amending Section 8683 of the Revised Codes of Montana of 1907, relating to obtaining money under false pretense," respectfully report as follows:

That S. B. No. 58 be concurred in.

O'HARA, Chairman.

Report adopted.

The Committee on Appropriations reported as follows:

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 87, a Bill for an Act entitled: "An Act providing for the investment of the State Educational Bond Sinking and Interest Fund", report same back to the House with the recommendation that it be re-referred to the Committee on Judiciary.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 88, a Bill for an Act entitled: "An Act to abolish the State Board of Health Maintenance Fund, the State Fire Marshal's Fund, and the State Examiner's Fund, and directing the transfer of all moneys now in said funds or hereafter accruing thereto to the General Fund", report same back to the House with the recommendation that it be re-referred to the Committee on Judiciary.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 89, a Bill for an Act entitled: "An Act to amend Section 4364 of the Revised Codes of 1907, relating to the oath of the members of the Board of Railroad Commissioners of the State of Montana" report same back to the House with the recommendation that it be re-referred to the Committee on Judiciary.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 90, a Bill for an Act entitled: "An Act to amend Section 11 of Chapter Thirty six of the Laws of the Sixteenth Legislative Assembly; transferring all money

in the State Board of Health Hotel Fund to the General Fund", report same back to the House with the recommendation that it be re-referred to the Committee on Judiciary.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 91, a Bill for an Act entitled: "An Act to amend Section 23 of Chapter 85 of the Laws of the 13th Legislative Assembly; abolishing the fund known as the Investment Commission Fund, and directing the transfer to the General Fund of all moneys now in or hereafter accruing to said fund", report same back to the House with the recommendation that it be re-referred to the Committee on Judiciary.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 92, a Bill for an Act entitled: "An Act to amend Section 1947 of the Revised Codes of 1907, relating to the State Board of Horticulture", report same back to the House with the recommendation that it be re-referred to the Committee on Judiciary.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 93, a Bill for an Act entitled: "An Act to amend Section 23 of Chapter 148 of the Laws of the 12th Legislative Assembly, relating to the office of the Fire Marshal", report same back to the House with the recommendation that it be re-referred to the Committee on Judiciary.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 94, a Bill for an Act entitled: "An Act creating the University Maintenance Fund; Prescribing what moneys shall be paid into said fund; and Directing the Segregation of the Proceeds of the one and one-half mill tax levy provided for by initiative measure No. 18", report same back to the House with the recommendation that it be re-referred to the Judiciary Committee.

BUELL, Chairman.

Report adopted.

On motion, duly seconded and carried, reports from Committee on Appropriations, relative to H. B. Nos. 87 to 94 inclusive were re-referred to Judiciary Committee.

Pursuant to report of Judiciary Committee, H. B. No. 37 was referred to Committee on Labor.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following bills were introduced, read first and second times, and referred to Committees, as follows:

H. B. No. 97, by Faust: A Bill for an Act entitled: "An Act relating to irrigation districts; providing a comprehensive method and system for the creation, organization, government, management, control, operation, administration, and dissolution of irrigation districts under the supervision of the Public Service Commission of Montana, defining and prescribing the powers, duties and authority of the Public Service Commission of Montana, in connection with the creation, organization, government, management, control, operation and the powers, duties and rights of such irrigation districts and their officers; authorizing and empowering such irrigation district to construct, purchase, or otherwise acquire works, water, property and rights necessary for the irrigation of the lands within and comprising the districts; authorizing the incurring of indebtedness in connection with

the purchase, construction or acquiring of such works, water, property, and rights, and the maintenance, management, control and operation thereof, and the assessing and levying of special assessments and taxes on the lands within and comprising such districts for the purpose of raising funds to pay such indebtedness; providing that the provisions of this Act may extend and apply to irrigation districts heretofore organized and existing or in process of organization under existing laws; and to repeal Chapter 14 Acts of the Extraordinary Session 16th Legislative Assembly." Referred to Committee on Irrigation and Water Rights.

H. B. No. 98, by Jones: A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 92 of the 13th Session of the Legislative Assembly of 1913. Entitled an Act to provide that the State University at Missoula, the College of Agriculture and Mechanical Arts at Bozeman, the School of Mines at Butte, and the State Normal School at Dillon, and such departments of said institutions as may hereafter be organized, shall constitute the University of Montana; providing for the control, and supervision thereof, by the State Board of Education, authorizing said State Board to employ a chancellor of the University of Montana; requiring that degrees and diplomas to graduates of the several component institutions shall run from the University of Montana, and that the State Board of Education, in the exercise of its discretion, shall take such steps and make such rules as may be necessary to prevent unnecessary duplications of courses of instruction in the various educational institutions composing said University; to investigate and to make recommendations to the Legislative Assembly with reference to the needs of said institutions; prescribing a seal for the University of Montana and its custody, and the affixing of the same to certain documents, degrees, papers and instruments; defining the jurisdiction and authority of the Presidents of the Several Institutions, composing the University of Montana, and repealing all Acts or parts of Acts in conflict with this Act." Referred to Committee on Education.

H. B. No. 99, introduced by Committee on Agriculture: A Bill for an Act entitled: "An Act appropriating money for an emergency fund to be used on the control of serious outbreaks of insect pests and plant diseases affecting crops in Montana, and prescribing the method of its expenditure." Referred to Committee on Appropriations.

H. B. No. 100, by Perrine: A Bill for an Act entitled: "An Act amending Section 4 of Chapter 99, of the Session Laws of the 16th Legislative Assembly of Montana, entitled: 'An Act to amend Sections 4313, 4315, and 4317 of the Revised Codes of the State of Montana of 1907, relating to the liability for killing stock.'" Referred to Committee on Judiciary.

H. B. No. 101, by Chatfield, by request: An Act to regulate the practice of Chiropody (Podiatry), in the State of Montana; to provide for the establishment of a State Board of Chiropody (Podiatry), examiners; to define the duties and powers of said board; to provide for the examining and registering of Chiropodists (Podiatrists) in this State; and to provide penalties for the violation of this Act." Referred to Committee on Public Health and Sanitary Affairs.

H. B. No. 102, by Committee on Labor: A Bill for an Act entitled: "An Act to protect the lives, health and morals of women and minor workers, and to establish maximum hours; authorizing and empowering the Industrial Accident Board to fix such maximum hours and standard conditions of labor for such workers; providing for the appointment of a Field Secretary of the Industrial Accident Board, fixing her salary and duties; providing penalties for the violation of this Act; making an appropriation therefor, and repealing all Acts of parts of Acts in conflict herewith." Referred to Committee on Appropriations.

H. B. No. 103, by Sales: A Bill for an Act entitled: "An Act relating to the exemption of property from execution." Referred to Judiciary Committee.

The Speaker gave notice, and signed in open session the following bills:

S. B. No. 4, by Booth.

S. B. No. 25, by Booth.

S. B. No. 23, by Booth.

S. B. No. 51, by Booth.

S. B. No. 65, by Booth.

S. B. No. 19, by Booth.

S. B. No. 13, by Booth.

S. B. No. 14, by Booth.
 S. B. No. 10, by Booth.
 S. B. No. 9, by Booth.
 S. B. No. 20, by Booth.
 S. B. No. 66, by Booth.
 S. B. No. 24, by Booth.
 S. B. No. 2, by Booth.
 S. B. No. 3, by Booth.
 S. B. No. 11, by Booth.
 S. B. No. 12, by Booth.

MOTIONS AND RESOLUTIONS

House Resolution No. 2, by Warren.

The House of Representatives, State of Montana.

Whereas, during the World War, and at the request of the War Board, the mining states of the Union developed and produced large quantities of manganese ore, and

Whereas, said production was at the request and for the benefit of the Government of the United States, while we were engaged in the World War, and

Whereas, the price fixed by said War Board was such that this ore could be produced at a small profit, and

Whereas, since the cessation of the World War, the price fixed has been evoked, and

Whereas, those mining enterprises which spent large sums of money in the development of manganese ore and other like ores have been unable to operate since the end of the war by reason of the cheap importation of this ore from South America and if such importation is to continue, large sums of money invested in the development of these mining enterprises will be lost to the American people, and the only thing that can restore these mining enterprises to profit for labor and capital is to put a tariff on the importation of manganese ore into the United States, and in order to stimulate and keep alive this industry, it is the judgment of this assembly that a tariff should be assessed against all importation of manganese ore of not less than one cent per pound, and that such tariff should be imposed upon importations at the earliest possible moment.

Therefore, Be It Resolved, that it is the sense of this Legislative Assembly that the government of the United States should, at the earliest possible moment, place a tariff of not less than one cent per pound on all importations of manganese ore into the United States, and

Be It Further Resolved, that a copy of these resolutions be forwarded to the United States Senators and Representatives of Montana.

On motion of Johnson of Deer Lodge, duly seconded and carried, House Resolution No. 2 by Warren, was adopted.

On motion of Johnson of Deer Lodge, duly seconded and carried, H. B. No. 2, by Dowlin of Yellowstone, was re-referred to General Orders.

On motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The Committee on Apportionment and Representation, reported as follows:
 Mr. Speaker:

We, your Committee on Apportionment and Representation, having had under consideration H. B. No. 8 introduced by Dillavou, entitled: "An Act to provide for an apportionment of membership and representation of the several counties in Montana in the House of Representatives of the Legislative Assembly of Montana, and to fix the number of members thereof," respectfully report as follows:

That Substitute for H. B. No. 8 do take the place of H. B. No. 8, and that do pass as substituted.

BROCKWAY, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following substitute for House Bill No. 8, introduced by Dillavou, was read first and second times, and referred to Committee on Apportionment and Representation.

Substitute for H. B. No. 8, a Bill for an Act entitled: "An Act to provide for an apportionment of membership and representation of the several counties in Montana in the House of Representatives of the Legislative Assembly of Montana, and to fix the number of members thereof."

THIRD READING OF SENATE BILLS.

S. B. No. 21, by Booth, having been read three several times and title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Brasier, Boorman, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Haskell, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rickard, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wade, Warren, Williams, Worden, Mr. Speaker. Total 93.

Noes: Hathaway, O'Hara, Riggs. Total 3.

Absent and not voting: Bergeson, Covell, Crumbaker, Green (Dawson), Gullidge, Parsons, Provinse, Rhoads, Rixon, Troy, Wallace, Wilcomb. Total 12.

S. B. No. 60, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Green (Flathead), Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Reeves, Rickard, Riggs, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Sickler, Silver, Skulason, Smith, Snell, Spencer, Stoner, Swift, Treloar, Wallace, Warren, Williams, Worden, Mr. Speaker. Total—84.

Noes: None.

Absent and not voting: Bergeson, Buell, Chatfield, Crumbaker, Daily, Dodds, Goodman, Green (Dawson), Gullidge, Hanson, Lakin, Peden, Provinse, Ray, Reid, Rhoads, Rixon, Rouleau, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Stevens, Troy, Wilcomb, Wade. Total—24.

S. B. No. 74, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Green (Flathead), Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Reeves, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Sickler, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wade, Wallace, Warren, Williams, Worden, Mr. Speaker. Total, 88.

Noes: None.

Absent and not voting: Bergeson, Buell, Chatfield, Crumbaker, Daily, Faust, Goodman, Green (Dawson), Gullidge, Lakin, Penewell, Provinse, Ray, Reid, Rhoads, Rouleau, Shoemaker (Lewis and Clark), Silver, Troy, Wilcomb. Total—20.

S. B. No. 88, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Charters, Conser, Covell, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Green (Flathead), Haskell, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Reeves, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Spencer, Spratt, Stevens, Swift, Treloar, Wade, Wallace, Warren, Williams, Worden, Mr. Speaker. Total—83.

Noes: None.

Absent and not voting: Brown (Mineral), Buell, Chatfield, Cooney, Crumbaker, Daily, Goodman, Green (Dawson), Gullidge, Hanson, Hathaway, Hunter, Jones, Lakin, Penewell, Provinse, Ray, Reid, Rhoads, Rouleau, Shoemaker (Lewis and Clark), Snell, Stoner, Troy, Wilcomb. Total—25.

On motion of Johnson of Deer Lodge duly seconded and carried, Sub. for S. B. No. 102, was re-referred to Engrossing Committee.

On motion, House recessed until 2:30 o'clock P. M.

AFTERNOON SESSION.

House reassembled at 2:30 o'clock P. M.

Mr. Speaker in the Chair.

On motion of Geis, duly seconded and carried, H. J. R. No. 1 was referred to Committee on Petroleum, Oil and Gas Affairs.

On motion, House reverted to Order of Business No. 2.

NOTICES OF BILLS.

Authors give notice, that they will on tomorrow or some subsequent date, introduced the following bills:

By Dillavou: "An Act to appropriate money for the operating and hospital expenses of indigent crippled children in the State of Montana; creating the Montana Orthopedic Commission; providing for the appointment of members thereof; prescribing their powers and duties, fixing their term of office, and repealing all acts and parts of acts in conflict therewith."

By Scharnikow: "An Act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions, and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and for suits to quiet title against claims of liens arising hereunder, and repealing all Acts in conflict with this Act."

On motion of Johnson of Deer Lodge, duly seconded and carried, printed copies of Rule No. 37 of House and Joint Rules as amended during the Sixteenth Legislative Session, were placed on desks of members of the House.

THIRD READING OF HOUSE BILL.

H. B. No. 60, by Judiciary Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis & Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Conser, Covell, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Felton, Fairgrieve, Geis, Gillette, Goodland, Green (Flathead), Haskell, Hathaway, Haynes, Hills, Hunter, John-

son (Fergus), Jones, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Pede, Penewell, Perrine, Phelps, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sand, Scofield, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spicer, Spratt, Stevens, Stoner, Swift, Treloar, Wade, Wallace, Williams, Worden, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Beley, Boorman, Brockway, Buell, Chatfield, Cooney, Crumbaker, Daily, English, Faust, Goodman, Green (Dawson), Gullidge, Hanson, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Lakin, Provins, Ray, Reeves, Rhoads, Rouleau, Ocharnikow, Shoemaker (Lewis and Clark), Troy, Warren, Wilcomb. Total 29.

CONSIDERATION OF GENERAL ORDERS.

On motion, duly seconded and carried, House resolved itself into a Committee of the Whole for consideration of General Orders, Code Commission bill to be read by title and Section only and open to amendment.

GENERAL ORDERS.

Shoemaker of Yellowstone in chair.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration S. J. No. 58, H. B. No. 52 and H. B. No. 51, respectfully report as follows:

That S. B. No. 58 be concurred in.

That H. B. No. 52 be passed as amended.

H. B. No. 51 be re-referred by the Speaker to a Standing Committee.

H. B. No. 81 be re-referred to Committee on Revenue and Taxation.

Report adopted.

SHOEMAKER, Chairman.

Pursuant to report of Committee of the Whole, the Speaker re-referred H. B. No. 51 and H. B. No. 81 to Committee on Federal Relations and the Committee on Revenue and Taxation respectively.

REPORTS OF STANDING COMMITTEES.

The Committee on Engrossment reported as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Joint Resolution No. 1, introduced by Geis, beg leave to report same back to the House as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

The Committee on Irrigation and Water Rights reported as follows:

Mr. Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 97, introduced by Faust, respectfully report as follows:

That H. B. No. 97 be printed and same be re-referred to the Committee on Irrigation and Water Rights.

FAUST, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Irrigation and Water Rights having had under consideration, H. B. No. 55, introduced by Black, respectfully report as follows:

That H. B. No. 55 be printed and same be re-referred to the Committee on Irrigation and Water Rights.

FAUST, Chairman.

Report adopted.

On motion, the House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following House Bill was introduced, read first and second times and referred to the Committee on Affairs of Cities:

H. B. No. 104, by Snell. A Bill for an Act entitled: "An Act regarding the appointment, organization, management, control and discipline of the Police Department of Cities and Towns, and providing for the term of office and compensation of the members thereof and repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 of Chapter 136 of the Session Laws of the Tenth Regular Session of the State of Montana, in the year 1907; the same being Sections 3304 to 3316 inclusive, of Chapter three (3) of Article six (6), of the Revised Codes of the State of Montana."

On motion, the House adjourned until 11:00 o'clock A. M., Wednesday.

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

TWENTY-FOURTH DAY

Helena, Montana, January 26, 1921.

House met at 11:00 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and all present except Sales.

Quorum present.

The Committee on the Journal submitted the following report:

Mr. Speaker:

We your Committee on the Journal, have this day examined the Journal for the twenty-third Legislative day, and have found the same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communication was received, and on motion, duly seconded and carried was considered as read at length and referred to Committee on Revenue and Taxation.

to the Montana Legislature of 1921:

It has been mentioned the tax should be placed on gasoline for the reason that it is a luxury.

We the undersigned resident Farmers of Cascade County are opposed to any increased cost of Gasoline, for the following reasons: First, there is but very little joyriding in Montana at this time, and automobiles are used, when needed, for work and service and a great portion for trucks and tractors.

Any addition to the present price would make the use of it prohibitory as we are paying the highest price in the nation; for these and other reasons we hereby petition you to use your influence in our behalf.

S. T. Getts, Sun River, Montana; R. E. Hasard, Ulm; Geo. G. Shannon, Sun River; John Luebke, Sun River; Jos. Giller, Sun River; F. S. Anderson, Sun River; M. R. Weber, Sun River; M. Schaefer, Sun River; Juel Hasser, Sun River; Thos. Cassady, Sun River; Earl H. Blossom, Sun River; Balthazer Schaefer, Sun River; Frank J. Gillis, Sun River; Carl J. Asmus, Sun River; Wm. C. Taylor, Sun River; H. J. Hocksmith, Sun River; Ed. Weber, Sun River; Wm. F. Merritt, Great Falls; John Rannum, Sun River; Fred C. Powell, Sun River; G. M. Smith, Sun River; W. L. Kingsley, Simms; A. J. Dunham, Sun River; W. E. Baker, Sun River; A. W. Fleming, Sun River; Sam Holmstand, Sun River; Albert Johnson, Sun River; H. H. Koenig, Sun River; Ray Allison, Sun River; S. M. Kell, Sun River; H. N. Culver, Fort Shaw; Geo. Doye, Fort Shaw; Oscar F. Eckardt, Fort Shaw; J. W. Merz, Simms, Mont.; Jos. G. McCleddy, Simms; W. H. Tallman, Simms; W. A. Ward, Simms; James Neill, Simms; C. A. Burquist, Simms; F. J. Kimsey, Simms; R. E. Frost, Simms; R. Kinsey, Simms; C. W. Crabtree, Simms; L. T. Morgan, Simms; J. K.

Hill, Simms; S. E. Davis, Simms; Geo. Heal, Sun River; J. A. Olsen, Sun River; A. G. Ely, Sun River; Bert Cillins, Sun River.

The following communication was received from the United Mine Workers of America, and upon motion, duly seconded and carried, was considered as read at length:

To the House of the Legislative Assembly at Helena, Montana.

Whereas; Notice has been given of the introduction into the House of the Legislative Assembly at Helena, a bill seeking to establish in the State of Montana the industrial Court System now existing in Kansas, and

Whereas; This said legislation has proven to be a shallow device by which the Employers' Association is enabled to attack Organized Labor and to use the power of the Courts and the State to the sole advantage of said Employers; and further that there is a great doubt as to the constitutionality of said measure

Therefore; Be it resolved that all the members of Local Union No. 2020, U. M. W. of A. located at Sand Coulee, Montana, protest against the passage of this bill, to the end, that the lawful rights of the Citizens be upheld and that no unfair or unjust advantages be given to either side in an industrial dispute.

At our last regular meeting, Thursday, Jan. 20th, the membership unanimously endorsed the above Resolution.

DAVID FAIRFULL, Pres.

JAMES TODD, Rec. Sec'y.

MILTON HARBAUGH.

JAMES TODD.

ROBT. CUMMINGS.

Resolution Committee.

The following telegram was received and read.

Cowley, Wyo., Jan. 24, 1921.

Speaker of the House, Montana State Legislature, Helena, Montana.

Am advised Anticarbon Black Law introduced your Body please give careful consideration before ostracising Legitimate industry rated essential by Government during war. Baker people have just cause for complaint but we recommend limitations covering use for domestic first, then industrial use instead out and out Anticarbon Black Law. We were asked built plant Baker but refused because not enough gas for both domestic and industrial consumption. An investigation our industry recommended.

Yours very truly,

HOMER A. HOSKINS, Supt. Midland Carbon Co.

The following communications were received from the Senate and upon motion, duly seconded and carried, were considered as read at length.

Helena, January 25, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate adjourned at 12:05 o'clock P. M., to meet Wednesday, January 26, 1921 at 11:00 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, January 25, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bill was read third time, title agreed to and passed, and is herewith transmitted to the House for its concurrence:

S. B. No. 86, by Booth, "An Act relating to the codification and general revision of the Laws of Montana."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, January 25, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the

Following Bills were introduced, read first and second time and referred to Committees, as designated:

S. B. No. 142, by Church, "An Act relating to Court Reporters, defining their duties, fixing their compensation and amending Sections 6373, 6374, 6376, 6377, 6378, as amended by Chapter 80 of the Laws enacted at the Eleventh Legislative Assembly of the State of Montana, 6379, 6380, and repealing Section 6375, Revised Codes of Montana, 1907." Referred to Judiciary Committee.

S. B. No. 143, by Pauline, "An Act relating to the propagation of Fish and Game, creating a State Fish and Game Commission, and defining its powers, duties and compensation, providing for the appointment of a State Fish and Game Warden, and Deputies, and defining their powers, duties and compensation, regulating the operation and building of Fish Hatcheries, and the appointment of officials and employees therefor, creating a Fish and Game fund and governing the use, regulating the establishment of Fish and Game Districts, Reserves and Refuges, providing penalties for the violation of this Act and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Fish and Game.

S. B. No. 144, by Booth, "An Act amending Section 7670 of the Revised Codes of Montana relating to proceedings to determine heirship." Referred to Committee on Judiciary.

S. B. No. 145, by Booth, "An Act amending Section 5756 of the Revised Codes of Montana, relating to the execution of mortgages, Deeds of Trust, and assignments for the benefit of Creditors, by corporations." Referred to Committee on Judiciary.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, January 25, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body that the standing Committees made the following reports:

Committee on Engrossed Bills reported S. B. 86 back correctly engrossed.

Committee on Agriculture reported H. B. 28, by Ray, "An Act to amend Section 2 of Chapter 162, Session Laws of the 15th Legislative Assembly entitled 'An Act to Amend Section 2 of Chapter 25 Session Laws of the 14th Legislative Assembly entitled "An Act to secure for Threshermen a lien upon grain and other crops, threshed by them for their compensation and to provide for the filing and foreclosing of said liens" and recommended that said Bill be amended by striking out Section 3, and as so amended the Bill be concurred in.

Committee on Agriculture reported H. J. M. No. 2, by Hanson and Rickard, "Memorial to Congress of the United States to enact such legislation as may be necessary to impose an import duty on flax growing industry of the United States," and recommended that the Senate concur in H. J. M. No. 2.

Committee on Judiciary reported S. B. No. 17, by Booth, "An Act amending Section 1808, of the Revised Codes, relating to inspection of livestock, etc." and recommended that the House amendment be concurred in. S. B. No. 57, by Booth, "An Act amending Section 8475, Revised Codes, relating to penalty for trespassing stock," and recommended that House amendment be concurred in. S. B. No. 61, by Booth, "An Act amending Section 9794 of the Revised Codes, relating to the duties of the Managing Officer of the Montana State Industrial School" and recommend that House amendment be concurred in. S. B. No. 63, by Booth, "An Act amending Section 3 of Chapter 54, Laws of the Eleventh Legislative Assembly, relating to the sampling of ores," recommend that House amendment be concurred in. S. B. No. 92, by Booth, "An Act relating to the employment of Superintendent and Matron of the State Orphans' Home," and recommend that House amendment be concurred in. S. B. No. 99, by Donlan, "An Act authorizing County Commissioners to fix the number, compensation, term and tenure of office of all Deputies, Assistants, Clerks and Stenographers employed by all County Officers," and recommend that Substitute for S. B. No. 99, be substituted therefor, and that the same be printed.

S. B. No. 127, by Haley, "An Act requiring citizenship as qualification for employees of the State, Counties, Cities and School Districts, etc.," recommended

that said Bill be amended, by adding in Section 2, after the word "executive," in the first line of said Section, the word "judicial"; amend Section 3, by inserting in line 19, after the word "executive", the word "judicial"; amend Section 3 by inserting in line 19, after the word "wife," the words, "or husband"; amend Section 4, by striking out in line 26, the word "officer," and inserting the word "offices"; also strike out in line 26, the word "innumrated," and inserting in lieu thereof, the word "enumerated"; amend Section 7 by inserting in line 18 after the word "appointee," the words "for any services rendered after the date of the termination of such employment" and that as so amended, the bill do pass. S. B. No. 25, by Booth, "An Act amending Section 3897, of the Revised Codes, relating to the procedure for selling leasing, mortgaging, exchanging or disposing of the property of corporations, etc.," and recommend that said Bill do pass.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 25, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully reported as follows:

Substitute for S. B. No. 84, and recommend that same do pass.

S. B. No. 97, and recommend that same do pass.

S. B. No. 100, and recommend that same do pass.

S. B. No. 103, and recommend that same be made a special order of business for Friday, January 28th at 11 o'clock A. M.

S. B. No. 108 and recommend that same be amended as follows:

"Amend Section 1, by striking out in line 4, the word "forty," and insert in lieu thereof the word "thirty"; amend Section 1 by adding in line 4, after the word "qualified," the word "registered," and as amended, recommend that same do pass.

S. B. No. 116, and recommend that same be re-referred to the Committee on Horticulture.

S. B. No. 119, and recommend that same do pass.

S. B. No. 131, and recommend that same do pass.

S. B. No. 132, and recommend that same do not pass.

S. J. M. No. 1, and recommend that same do pass.

S. B. No. 35, and recommend that same do pass.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 25, 1921.

I am directed by the Senate to inform your Honorable Body that the Senate by vote, concurred in House amendments to the following named bills: S. B. No. 17; S. B. No. 57; S. B. No. 61; S. B. No. 63; S. B. No. 92.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 25, 1921.

I am directed by the Senate to inform your Honorable Body that it was moved by Senator Heren, duly seconded and carried, that the President appoint a Committee of three to attend the funeral of Mr. M. B. Hill, at 2:30 o'clock P. M., Wednesday afternoon. The President announced that he would appoint the Committee later.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date introduce the following bills:

By Silver: A bill for an Act entitled: "An Act authorizing fraternal benefi

societies in the State of Montana to provide payment of death or annuity benefits of the lives of children; limiting the total benefits payable; providing the manner and basis of issuing benefit certificates; providing the manner of keeping the benefit contributions hereunder, and requiring an annual financial statement from any society availing itself of the provisions hereof."

By Goodnan: "An Act to regulate the occupation of barbering, to create a board of Barber Examiners; providing for the examining and licensing of persons to carry on such practice to insure better education of such practitioners; providing for the appointment of inspectors; to provide rules regulating the proper sanitation of barber shops, schools and colleges, preventing the spreading of contagious and infectious disease, thereby insuring the general public cleaner and better service; creating a Board of Barbers examining fund, making a violation hereof a misdemeanor."

By Dunbar: "An Act to repeal Chapter 204 of the laws of the Sixteenth Legislative Assembly relating to the State Terminal Grain Elevator."

By Scharnikow: "An Act to amend Sub-division No. 5 of Section 2104 of chapter 76 of the Session Laws of the Thirteenth Session of the Legislative Assembly of Montana, relating to Powers of Board of Trustees of County High schools."

By Silver: A Bill for an Act entitled: "An Act to amend Section 7631 of the Revised Codes of Montana of 1907, relating to the compensation of Executors and Administrators and repealing Chapter 55 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and all Acts and parts of Acts in conflict herewith."

REPORTS OF STANDING COMMITTEES.

The Engrossment Committee reported as follows:

Mr. Speaker: Helena, Montana, January 25, 1921.
We, your Committee on Engrossment, to whom was referred Sub. S. B. No. 102, introduced by Page, beg leave to report same back as correctly engrossed.
Report adopted. AUSTIN, Chairman.

The Judiciary Committee reported as follows:

Mr. Speaker:
We, your Committee on Judiciary, having had under consideration S. B. No. 38, entitled: "An Act relating to the management of corporations providing for the amendment of their articles of incorporation, designating the particulars in which such articles of incorporation may be amended and the method by which such amendment may be effected; providing a method whereby a corporation may create or increase a bonded indebtedness and repealing Sections 3812, 3813, 3814, 3826, 3827, 3828, 3849, 3894, and 3907 of the Revised Codes of 1907, and all amendments thereto, and Chapter 100 of the Laws of the Fourteenth Legislative Assembly of 1915 and all acts and parts of acts in conflict herewith," respectfully report as follows: That S. B. No. 38 be concurred in.
Report adopted. O'HARA, Chairman.

Mr. Speaker:
We, your Committee on Judiciary, having had under consideration S. B. No. 98, entitled: "An Act prescribing an oath of office to be taken and subscribed by all teachers in public, private and parochial schools, and in all colleges, universities and other institutions of learning in the State of Montana, and providing penalties for the violation thereof," respectfully report as follows: That S. B. No. 98 be concurred in.
Report adopted. O'HARA, Chairman.

Mr. Speaker:
We, your Committee on Judiciary, having had under consideration H. B. No. 100, entitled: "An Act amending Section 4 of Chapter 99, of the Session Laws of the Sixteenth Legislative Assembly of Montana, entitled: "An Act to amend Sections 4313, 4315, and 4317, of the Revised Codes of the State of Montana of 1907, relating to the liability for killing stock," respectfully report as follows: That H. B. No. 100 be referred to Committee on Livestock and Public Ranges.
Report adopted. O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 103, entitled: "An Act relating to the exemption of property from execution" respectfully report as follows: That H. B. No. 103 do pass.

Report adopted.

O'HARA, Chairman.

The Committee on House Employees, reported as follows:

Mr. Speaker:

We, your Committee on House Employees, respectfully report as follows:

We recommend the appointment of the following employees: Stenographer Bell Casey, Custer County; Clara Sloan, Madison County; Jo Murphy, Powell County; Amelia Scherrer, Lewis and Clark; A. S. Hayden, Teton County.

Janitor: Chas. W. Reynolds, Flathead County.

Reading Clerk: Earl Roe, Silver Bow.

Proof reader: Kathryn Dowd, Silver Bow; Mrs. Barbara Higgins; Mr. Murray, Cascade.

Messenger: William Stumme, Cascade.

Your Committee reports that the total number of House employees, included in the above list is sixty-four.

JONES, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following Bills were introduced, read first and second times and referred to committees as follows:

Buell, asks to introduce on behalf of Committee on Appropriations the bills without previous notice and by unanimous consent of House.

The following Senate and House Bills were introduced, read first and second times, and referred to Committees as follows:

S. B. No. 67, by Booth: A Bill for an Act entitled: "An Act amending Sections 1100-1101-1103-1105 of Chapter 75 of the Laws of the Thirteenth Legislative Assembly of the State of Montana of 1913, and repealing Section 1102 of said Chapter and all other acts and parts of acts in conflict herewith." Referred to Judiciary Committee.

S. B. No. 85, by Booth, A Bill for an Act relating to the assessment for the purpose of taxation of Bank stock and the payment of taxes thereon; providing for the furnishing of certain information to County Officials by bank officials, and repealing Chapter 31 of the Laws of the Fourteenth Legislative Assembly of the State of Montana of 1915, and all acts and parts of acts in conflict herewith." Referred to Judiciary Committee.

S. B. No. 86, by Booth, A Bill for an Act entitled: "An Act relating to the codification and General Revision of the Laws of Montana." Referred to Judiciary Committee.

S. B. No. 101, by Edwards: A Bill for an Act to amend Sections 165 and 166 of the Revised Codes of 1907, of the State of Montana and to repeal Chapter 37 of the Laws of the Fourteenth Legislative Assembly, year 1915. Referred to Judiciary Committee.

S. B. No. 112, by Junod: An Act to amend Section 2931 of the Revised Codes of Montana, 1907, as amended by Section 5 of Chapter 131 of the Laws of the 15th Legislative Assembly of the State of Montana, relative to County Fairs. Referred to Committee on Fairs and Expositions.

H. B. No. 105, by Dillavou: A Bill for an Act entitled: "An Act appropriating money for the operating and hospital expenses of indigent crippled children of the State of Montana; creating the Montana orthopedic commission providing for the appointment of member thereof; prescribing their powers and duties, fixing term of office and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Appropriations.

H. B. No. 106, by Committee on Appropriations: A Bill for an Act entitled: "An Act to repeal Section 195 of the Revised Codes of 1907, relative to the Bond of the Attorney General." Referred to Committee on Ways and Means.

H. B. No. 107, by Committee on Appropriations: A Bill for an Act entitled: "An Act to abolish the Secretary of State's Trust Fund, and directing transfer of all moneys now in said fund or hereafter accruing thereto into general fund." Referred to Committee on Ways and Means.

H. B. No. 108, by Committee on Appropriations: A Bill for an Act entitled: "An Act to amend Section 189 of the Revised Codes of 1907, relating the bond of the State Treasurer." Referred to Committee on Ways and Means.

THIRD READING OF SENATE BILLS.

S. B. No. 58, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bergeson, Berglin, Black, Bohling, Boorman, Brockway, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Silver, Skulason, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total—89.

Noes: None.

Absent and not voting: Beley, Bell, Blomquist, Brasier, Brooks, Brown (Lewis & Clark), Charters, Conser, Haskell, King, McQuarrie, Penewell, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Smith, Troy, Wade, Warren. Total 19.

Substitute for S. B. No. 102, by Page, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Arnold, Austin, Bergeson, Berglin, Black, Bohling, Boorman, Brockway, Brooks, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Silver, Skulason, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wade, Wallace, Warren, Wilcomb, Williams, Worden, Mr. Speaker; Anderson and Johnson (Fergus). Total 90.

Noes: None.

Absent and not voting: Beley, Bell, Blomquist, Brasier, Brown (Lewis & Clark), Charters, Conser, Haskell, King, Lakin, McQuarrie, Penewell, Riggs, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Smith, Troy, Wade, Warren. Total 18.

THIRD READING OF HOUSE BILLS.

H. B. No. 52, by Dowlin (Yellowstone), having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bergeson, Berglin, Black, Bohling, Boorman, Brockway, Brooks, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield,

Silver, Skulason, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wallace, Warren, Wilcomb, Williams, Worden, Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Beley, Bell, Blomquist, Brasier, Brown (Lewis & Clark), Charters, Conser, Haskell, King, McQuarrie, Penewell, Riggs, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Smith, Troy, W. Total 18.

On motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The Committee on Apportionment and Representation reported as follows: Mr. Speaker:

We, your Committee on Apportionment and Representation, having under consideration, Substitute for H. B. No. 18 introduced by Dillavou, titled: "An Act to provide for an apportionment of membership and representation of the several counties in Montana in the House of Representatives of the Legislative Assembly of Montana, and to fix the number of members thereof," respectfully report as follows: That Substitute for H. B. No. 8 do pass.

BROCKWAY, Chairman.

Brockway moved that report of Committee on Apportionment and Representation be adopted.

Jones moved as a substitute to above motion, that report be not accepted.

As an amendment to the Substitute motion, Scharnikow moved, which was duly seconded and carried, that Substitute for H. B. No. 8 be printed and placed on General Orders.

On motion, House recessed until 2:00 o'clock P. M.

AFTERNOON SESSION.

House re-assembled at 2:00 o'clock P. M.

Mr. Speaker in chair.

REPORTS OF STANDING COMMITTEES.

The Judiciary Committee reported as follows:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 77, entitled: "An Act amending Section 7276, 7277, 7279, 7283 and 7285 of the Revised Codes of Montana of 1907, relating to summary proceedings for obtaining possession of real property in certain cases, and providing for speedy trial and prompt decision of actions for forcible entry, forcible detainer and unlawful detainer, and repealing section 7288 of the Revised Codes of Montana of 1907," respectfully report as follows that H. B. No. 77 do pass.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 90, entitled: "An Act to amend Section 11 of Chapter thirty-six of the laws of the 16th Legislative Assembly; transferring all moneys in the State Board of Health Hotel Fund to the General Fund," respectfully report as follows: That H. B. No. 90 do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 83, entitled: "An Act repealing Section 3657 of the Revised Codes of Montana of 1907, and amending Article 11, Title 1, Chapter 11 of the Revised Codes of 1907, entitled 'Dissolution of Marriage' by adding thereto three additional Sections to be known as Sections 3657, 3658, and 3659, providing for interlocutory decrees in divorce proceedings and defining the duties of county attorneys in such proceedings and repealing all acts and parts of acts in conflict herewith," respectfully report as follows: That H. B. No. 83 do not pass.

O'HARA, Chairman.

On motion of O'Hara, duly seconded and carried, report of Judiciary Committee on H. B. No. 83 was adopted.

The Committee on Petroleum, Oil and Gas Affairs, reported as follows:

r. Speaker:

We, your Committee on Petroleum, Oil and Gas Affairs, having had under consideration House Joint Resolution No. 1 "A Resolution memorializing Congress for the passage of legislation authorizing the State of Montana to lease State Lands for such periods and on such terms and conditions as provided by the Legislative Assembly of the State of Montana," respectfully report as follows: That Resolution No. 1 do pass.

ROBERTS, Chairman.

Report adopted.

The Committee on Printing reported as follows:

r. Speaker:

We, your Committee on Printing, to whom was referred H. B. No. 5, 41, 16, 47, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

r. Speaker:

We, your Committee on Printing, to whom was referred H. B. No. 22 and 48, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following House Bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 109, by Gullidge. A Bill for an Act entitled: "An Act to amend Sections 1800, 1802, 1803, 1807, and 1812 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly, said Section 1803 having been amended Chapter 94 of the Session Laws of the Fifteenth Legislative Assembly, relating to adoption of textbooks." Referred to Committee on Education.

H. B. No. 110, by Rhoads, a Bill for an Act entitled: "An Act to prescribe the manner of building culverts in the public highways; prescribing the minimum width thereof; providing for railings thereon; making compliance with Act the duty of the Boards of County Commissioners; and providing a penalty for violation thereof." Referred to Committee on Highways.

H. B. No. 111, by Scharnikow: A Bill for an Act entitled: "An Act to establish a tax on gifts, legacies, inheritances, bequests, devices, successions, and transfers, to provide for its collection and direct the disposition of its proceeds; to provide for the enforcement of liens created by this Act and for suits to quiet title against claims of liens arising hereunder, and repealing all Acts in conflict with this Act." Referred to Judiciary Committee.

MOTIONS AND RESOLUTIONS.

On motion of Rodgers, duly seconded and carried, a Committee of three was appointed to prepare suitable resolutions upon the death of Hon. Paul McCorkle, formerly member of the House of Representatives.

The Committee appointed was as follows: Dillavou, Haskell and Rodgers.

On motion, duly seconded and carried, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Johnson of Silver Bow in the chair.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole submitted the following report:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration S. B. No. 38 and S. B. No. 98, respectfully report as follows:

That S. B. No. 38 be concurred in as amended.

That S. B. No. 98 be concurred in as amended.

Report adopted.

JOHNSON of Silver Bow, Chairman.

On motion the House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The Committee on Banks and Banking reported as follows:

Mr. Speaker:

We your Committee on Banks and Banking, having had under consideration H. B. No. 84—a bill for an Act entitled: "An Act to punish derogatory statements affecting Banks," respectfully report as follows: That H. B. No. 84 do pass.

WILCOMB, Chairman.

Report adopted.

On motion, the House reverted to Order of Business No. 2.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date introduce the following bills:

By Chatfield: A Bill for an Act entitled: "An Act amending Section 20 Chapter 173 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917."

By MacDonald of Flathead: A Bill for an Act entitled: "An Act amending Section 2692 and 2714 of the Revised Codes of Montana and providing a Poll Tax, on males not the heads of families, to be paid into the Widow's Pension Fund."

On motion, the House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times and referred to Committees as follows:

H. B. No. 112, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act requiring every person, firm, association, joint stock company and corporation engaged in or carrying on the business of coal mining, or engaged in working or operating any mine or mining property in the State of Montana from which coal is mined, produced or extracted, to pay to the State Treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act." Referred to Committee on Revenue and Taxation.

H. B. No. 113, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act to amend Section 6 of Chapter 75, Acts of Fifteenth Legislative Assembly, prescribing the fees to be paid for the registration of motor vehicles, as the same was amended by Chapter 207, Acts of Sixteenth Legislative Assembly." Referred to Committee on Revenue and Taxation.

H. B. No. 114, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act requiring every person, firm, association, joint stock company and corporation engaged in or carrying on the business of producing or manufacturing cement, cement plaster or gypsum plaster in this State shall pay to the State Treasurer for engaging in and carrying on such business certain License Fees for the exclusive use and benefit of the State of Montana fixing the amount of such License Fees, prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act." Referred to Committee on Revenue and Taxation.

H. B. No. 115, introduced by Committee on Revenue and Taxation: A

ll for an Act entitled: "An Act requiring every person, firm, copartnership, association, joint-stock company, syndicate and corporation engaged in or carrying the business or producing within the State petroleum or other mineral or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing, or operating within this State, any well or wells from which petroleum or other mineral or crude oil is produced, to pay to the State Treasurer for engaging in and carrying on such business, certain license fees, for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof, and prescribing penalties for violations of the provisions of this Act." Referred to Committee on Revenue and Taxation.

H. B. No. 116, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act to provide for the taxation of the net proceeds of mines and repealing Sections 2563, 2564, 2566, 2567, 2568, 2569, 2570, and 2571 of the Revised Codes of Montana of 1907." Referred to Committee on Revenue and Taxation.

H. B. No. 117, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act concerning licenses for revenue purposes; requiring every person, firm, association, joint-stock company, syndicate and corporation engaged in or carrying on the business of working or operating any mine or mining property in the State of Montana, from which gold, silver, copper, lead, or any other metal or metals, or precious or semi-precious gems or stones of any kind shall be mined, extracted or produced, to pay to the State Treasurer certain annual license fees for engaging in and carrying on such business in this State; fixing the amount of such license fees to be paid therefor; providing a method for the assessment and collection thereof and for the disposition thereof; and prescribing penalties for violations of the provisions of this Act." Referred to Committee on Revenue and Taxation.

On motion, House reverted to Order of Business No. 4.

REPORT OF STANDING COMMITTEES.

The Committee on Revenue and Taxation reported as follows:

Mr. Speaker:

We, your Committee on Revenue and Taxation having had under consideration H. B. No. 50, introduced by Committee on Revenue and Taxation, being an Act governing the disposition of moneys of all State Boards, Commissions, Departments, and State Institutions, and requiring an appropriation of the legislature for the disbursement of the same, and providing the penalties for the violation of the provisions of this Act," recommend that the same do not pass, but that Substitute for House Bill No. 50 being, "An Act regulating the Custody of the moneys and securities of the State, designating the State Treasurer as Treasurer of every state board, commission bureau, department and state institution, and providing for the deposit of all State moneys, securities, and evidences of indebtedness with the State Treasurer twice monthly, and providing the method and manner of keeping State funds, and of paying out same, and providing for revolving funds at State Institutions", do pass.

Report adopted.

COONEY, Chairman.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration, H. B. No. 81, introduced by Committee on Revenue and Taxation, being an Act entitled: "An Act to amend Section 2594 of the Revised Codes of Montana of 1907, relating to the date of State and County fiscal year", recommend that in line 7 Section 1 following the words "day of" the bill be amended by substituting the word "July" for "December", and in line 8 of the same Section following the words "day of" the word "June" be substituted for "November", and that as so amended the bill do pass.

COONEY, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had H. B. No. 11 introduced by Committee on Revenue and Taxation, being an Act entitled: "An Act concerning licenses for revenue purposes; requiring every person, firm, association, joint-stock company, syndicate and corporation engaged in or carrying on the business of working or operating any mine or mining property in the State of Montana, from which gold, silver, copper, lead, or any other metal or metal ore or precious or semi-precious gems or stones of any kind shall be mined, extracted or produced, to pay to the State Treasurer certain annual license fees for engaging in and carrying on such business in this State; fixing the amount of such license fees to be paid therefor; providing a method for the assessment and collection thereof and for the disposition thereof; and prescribing penalties for violations of the provisions of this Act."

Also, H. B. No. 116, introduced by Committee on Revenue and Taxation being an Act entitled: "An Act to provide for the taxation of the net proceeds of mines, and repealing Sections 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570 and 2571, of the Revised Codes of Montana of 1907."

Also, H. B. No. 115, introduced by Committee on Revenue and Taxation being an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint-stock company, syndicate, and corporation engaged in or carrying on the business or producing within this State petroleum or other minerals or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this State, any well or wells from which petroleum or other mineral or crude oil is produced, to pay to the State Treasurer for engaging in and carrying on such business, certain license fees; for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof, and prescribing penalties for violations of the provisions of this Act."

Also, H. B. No. 114, introduced by Committee on Revenue and Taxation being an Act entitled: "An Act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of producing or manufacturing cement, cement plaster, or gypsum plaster in this State shall pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees, prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act."

Also, H. B. No. 113, introduced by Committee on Revenue and Taxation being an Act entitled: "An Act to amend Section 6 of Chapter 75, Acts of 15th Legislative Assembly prescribing the fees to be paid for the registration of motor vehicles, as the same was amended by Chapter 207, Acts of Sixteenth Legislative Assembly."

Also, House Bill No. 112, introduced by Committee on Revenue and Taxation being an Act entitled: "An Act requiring every person, firm, association, joint-stock company, and corporation engaged in or carrying on the business of coal mining, or engaged in the business of operating any mine or mining property in the State of Montana, from which coal is mined, produced or extracted, to pay to the State Treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act."

Respectfully report, recommending that the bills be printed and re-referred to the Committee on Revenue and Taxation.

COONEY, Chairman.

Report adopted.

On motion, House reverted to Order of Business No. 2.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date introduce the following bills:

By Committee on Revenue and Taxation: "An Act requiring all persons, firms, associations, joint-stock companies, syndicates, and corporations, engaged

the business in this State of selling gasoline and distillate in this State, to pay to the State Treasurer, for the exclusive use and benefit of the State of Montana, certain license fees for engaging in such business in this State; fixing the amounts of such license fees; providing a method for the assessment and collection hereof; and prescribing penalties for the violation of this Act."

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times and referred to committees as follows:

Substitute for House Bill No. 50, introduced by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act regulating the custody of the moneys and securities of the State, designating the State Treasurer and Treasurer of every State Board, Commission, Bureau, Department, and State Institution, and providing for the deposit of all State moneys, securities, and evidences of indebtedness with the State Treasurer twice monthly, and providing the method and manner of keeping State funds and of paying out same, and providing for revolving funds at State Institutions." Referred to Committee on Revenue and Taxation.

On motion, House adjourned until 11:00 o'clock A. M., Thursday, January 27th.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN, Chief Clerk.

TWENTY-FIFTH DAY

Helena, Montana, January 27, 1921.

House met at 11:00 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and all found present except: Warren.

Spencer excused until Monday.

Quorum present.

The Committee on Journal submitted the following report:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for the twenty-fourth legislative day, and have found same to be correct.

JOHNSON of Silver Bow, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion, duly seconded and carried, were considered as read at length.

Helena, Montana, January 26, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that at 2:55 o'clock P. M., the Senate adjourned to meet January 27, 1921, at 10:00 o'clock, A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 26, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Heren, duly seconded and carried, the Committee to attend the funeral of Mr. H. B. Hill was amended, and the appointment of five members was authorized, instead of three. The President appointed as said Committee, Senators Kinton, Haley, Page, Heren and Stewart of Meagher.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 26, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Cone, duly seconded and carried, the vote by which S. B. No. 132 was killed at yesterday's session was considered and said bill was placed on the calendar for third reading.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, January 26, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully reported as follows:

S. B. No. 121 and recommend that it be re-referred to the Committee on Education.

H. B. No. 28 and recommend that it be concurred in.

S. B. No. 21, and ask that a Conference Committee be appointed to consider House amendments to said Bills.

S. B. No. 60, and recommend that House amendments to said Bill be concurred in.

S. B. No. 88 and recommend that House amendments to said Bill be concurred in.

CONE, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 26, 1921.

I am directed by the Senate to inform your Honorable Body that the Governor this day notified the Senate that he had approved the following Senate measures:

Senate Bills Nos. 2, 3, 4, 9, 10, 11, 12, 13, 14, 19, 20, 23, 24, 25, 51, 65, 66

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 26, 1921.

I am directed by the Senate to inform your Honorable Body that the Senate has concurred in the House amendments to Senate Bills 60 and 88.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 26, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session, the following bills:

Senate Joint Resolution No. 1, Senate Bills Nos. 39, 44, 63, 57, 15, 32, 43, 29, 36, 34, 37, 40, 48, 28 and 1.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 26, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee on Committees submitted the following report:

We, your Committee on Committees, request that Senator Mears be placed on the following Committees:

Corporations other than Municipal; Public Buildings; in place of Senator Haley, resigned, and on Public Lands, in place of Senator Foster, resigned.

KINNEY, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 26, 1921.

I am directed by the Senate to inform your Honorable Body that the follow-

g bills were introduced, read first and second times, and referred to Committees as designated:

H. B. No. 60, by Judiciary Committee, "An Act to repeal Chapter 8, Laws the Extraordinary Session of the Fifteenth Legislative Assembly, being an Act entitled: 'An Act to extend protection to the Civil Rights of members of the Military and Naval establishments of the United States engaged in the present war.'" Referred to Committee on Judiciary.

House Resolution No. 2, by Warren, "Relating to Manganese Mining." Referred to Committee on Federal Relations.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 26, 1921.

I am directed by the Senate to inform your Honorable Body that Senate Joint Memorial No. 1, by Hefferlin, was read third time and passed, title agreed to, and is herewith transmitted to the House for concurrence.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 26, 1921.

I am directed by the Senate to inform your Honorable Body that H. B. No. 3 was read third time and concurred in as amended, title agreed to and same is transmitted to the House for concurrence in Senate amendments.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 26, 1921.

I am directed by the Senate to inform your Honorable Body that House Joint Memorial No. 2, by Hanson and Hickard, was read third time and concurred in, title agreed to, and is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 26, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were read third time and passed title agreed to and are herewith transmitted to the House for its concurrence:

S. B. No. 35, by Booth. "An Act amending Section 3897, of the Revised Codes, etc."

S. B. No. 84, by Booth. "An Act relating to the giving notice to the State Board of Land Commissioners, etc."

S. B. No. 97, by Haley. "An Act to create a State Purchasing Department, etc."

S. B. No. 100, by Donlan. "An Act authorizing the State Board Examiners to fix the number, compensation, term and tenure of office of all Deputies, etc."

S. B. No. 108, by Donlan. "An Act requiring a petition of 30 per cent. qualified electors who are taxpayers, to authorize the voting upon the issuance of any school, town, city or county bonds, etc."

S. B. No. 119, by McCohe. "An Act to amend Chapter 198, Session Laws of the 16th Legislative Assembly, etc."

S. B. No. 131, by Larson. "An Act to amend Section 1, of Chapter II of Chapter 172, of the Laws of the Fifteenth Legislative Assembly, etc."

S. B. No. 132, by Larson. "An Act relative to the raising of revenue for emergency purposes in the maintenance of public highways in the State of Montana."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Mr. Speaker:

Helena, Montana, January 26, 1921.

I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 3, by Donlan, relative to certain timber lands in the State

of Montana, was read and adopted, and the same is herewith transmitted to the House for its concurrence.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 26, 1921.

I am directed by the Senate to inform your Honorable Body that Standing Committees made the following reports:

Committee on Engrossed Bills reported Senate Substitute Bill No. 84, Senate Joint Memorial No. 1, and Senate Bills Nos. 35, 97, 100, 131, 119, back correctly engrossed.

Committee on Enrolled Bills reported S. B. Nos. 1, 44, 39, 48, 28, 40, 37, 34, 36, 29, 63, 57, 15, 32, and 43, and Senate Joint Resolution No. 1, correctly enrolled.

Committee on Counties, Towns, and Municipal Corporations, reported S. B. No. 115, by Kirton, "An Act defining the boundaries of the several Counties of the State of Montana, etc." and recommended that same do pass.

Committee on Federal Relations reported Senate Joint Memorial No. 2 by Siegfriedt, "A Joint Resolution relating to the opening of a direct passage to the sea, from upper Lake Superior, etc.," and recommend that it do pass.

Committee on Printing, reported S. B. No. 125, returned from the printer correctly printed.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 26, 1921.

I am directed by the Senate to inform your Honorable Body that the following notices of introduction of Bills were presented and read:

By Slattery. "An Act to amend Section 8311 of the Revised Codes of Montana of 1907 prescribing the punishment for robbery."

By McCone. "An Act to authorize and direct the State Board of Education to establish in connection with the Montana Agricultural Experimental Station an Agricultural Experimental Sub-Station in Eastern Montana and making an appropriation therefor."

By Pauline. "An Act making it unlawful for any officer, Board or Commission of the State of Montana to grant any water right in the State of Montana for use in any other State, and declaring any such appropriation unlawful."

By Booth. "An Act to amend Section 12 of Initiative Measure No. 12 passed by the people of the State of Montana at the general election November 5, 1918, which Initiative Measure No. 12, was entitled: 'A Bill to propose by Initiative Petition a law to authorize and regulate the practice of Chiropractic in the State of Montana, and to define same and to license Chiropractors to practice in the State of Montana and to establish a State Board of Chiropractic Examiners and to define its powers and duties and to provide for its compensation and to provide for Chiropractic License fee and disposition of the same. To provide penalties for the violation of this law, and to repeal all Acts and parts of Acts in conflict herewith.'"

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 26, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times and referred to Committees as designated:

S. B. 146, by Haaland. "An Act to amend Chapter 35 Laws of the 16th Legislative Assembly of 1919, entitled: "An Act to amend Section 6345, 6350, 6351, 6352, 6353, 6354, 6365, 6368, 6731, 6732, 6734, 6735, of the Revised Codes of 1907, of the State of Montana and to add Section 6369 (a) to the Revised Codes of 1907 of Montana, relating to the drawing of a Jury Panel, Juries and Jurors, and the duty of the Clerk of Court regarding such drawings." Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

NOTICES.

Authors give notice, that they will on tomorrow or some subsequent date reduce the following bills:

By Johnson of Silver Bow: A bill for an Act entitled: "An Act to amend Art. III, Title II, Chapter V of the political code of 1907 of the State of Montana relating to Judges and Clerks of elections, by amending Sections 500, 502, 3, and 505."

By Kenyon: A bill for an Act entitled: "An Act to amend Section 996 the Revised Codes of 1907 relating to the apportionment of School funds the County Superintendent of Schools.

By Scharnikow: An Act to amend Section 801 of Chapter 76 of the Session Laws of the Thirteenth Session of the Legislative Assembly of Montana, relating to the tenure of office of teachers.

By Rouleau: A bill for an Act entitled: "An Act to amend Section 9 of Chapter 190 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to Athletic Commissions.

On motion, House reverted to order of Business No. 1.

COMMUNICATIONS AND PETITIONS.

The following communication was received and read:

Mr. Speaker: Will you be kind enough to announce a meeting of all unmarried male members of the House to be held this afternoon, immediately after adjournment, at the headquarters of the Women's Club, Y. W. C. A. Bldg. for the purpose of discussing the McDonald poll tax bill.

SILVER, of Silver Bow.

Chairman of the Bachelor's Committee on immunity and Self protection.

REPORTS OF SELECT COMMITTEES.

The following reports received from Special Committee to investigate State institutions:

Mr. Speaker: January 27, 1921.

We, your special committee appointed to investigate State institutions, beg leave to report as follows:

STATE HOSPITAL FOR THE INSANE, WARM SPRINGS.

On January 15 and 16 we visited the State Hospital for the Insane and inspected the grounds and buildings. The grounds and buildings we found to be in good state of repair, but everywhere the congestion was very apparent. In many places we found three patients where there should have been one. This was particularly noticeable in the women's dormitory. Many of the rooms were crowded beds so closely crowded that it was impossible to have a table or chair by the bedside. The interior of the buildings was noticeably clean and well kept. The patients were apparently well taken care of, that is, properly clothed and fed. Upon making inquiry we found that the cost per day per person during the past two years was \$1.10. This when compared with other States, for instance, Wyoming, shows that the maintenance has been kept at a reasonable figure.

We found about 60 head of work horses and a few head of young stock, and 68 milch cows. The 68 cows give 220 gallons of milk per day which is sufficient to supply the patients with good wholesome milk. This milk is all used at the institution, contrary to a rumor that some of it was being shipped to outside markets.

We particularly noticed the very efficient Fire Department, which is well equipped and organized and has given very excellent service, the credit for which is chiefly due to our State Fire Marshal.

Inquiry into the purchasing of supplies, namely, food, clothing, hospital equipment and supplies, disclosed that the buying was done mostly by contract and that usually a very fair price is obtained.

Recommendations: We recommend that the following buildings be constructed:

1. Women's dormitory to contain at least 60 beds, shower baths, etc., to cost approximately \$40,000.

2. Men's dormitory to contain 100 beds, dining room, shower baths etc., to cost approximately \$60,000.

3. Building for mental deficient, idiots and low grade imbeciles, consisting of sleeping quarters, dining room, lounge room etc., at a cost of approximately \$25,000. The need of this is very apparent, as this class of patient are being kept in a basement with insufficient air, sunlight, etc.

4. The erection of a suitable morgue and chapel. The present building is a little frame shack, about 15'x25' very inadequate and wholly unsatisfactory for the holding of burial services.

5. Twin silos should be erected in time to be filled with next season silage crop.

We recommend that a committee be appointed to investigate and make surveys for the purpose of establishing an additional Hospital for the insane at some other point in Montana, where climatological agricultural conditions will be most favorable. This committee to report back at the next Session of the Legislature, with their recommendations.

After carefully noting the large increase in insanity in Montana, and owing to insanity being to a great extent hereditary we heartily favor a bill being introduced at this Session for sterilization of the incurable insane and feeble-minded.

STATE TUBERCULOSIS SANITARIUM, GALEN.

On January 16 we inspected the State Tuberculosis Sanitarium at Galen. The buildings, grounds and farm were in a very well kept condition. Inquiry of patients as to their care, food, etc., showed them very well pleased. We were impressed with the generally high standard of the attendants, nurses and other employes throughout the institution.

A new hospital building with 50 beds has been completed and will be used when money is available to take care of the maintenance. We highly recommend that funds for this purpose be allowed at the earliest possible date.

Recommendations: We recommend that a two-story addition be built to the present dining room—the first floor to be used as a dining room and recreation hall, the second story as a dormitory for additional help.

Also that a new heating plant be installed at a cost of approximately \$10,000, for the reason that the present heating plant, which consists of one high and one low pressure boiler has been condemned as insufficient and unsafe.

STATE PRISON, DEER LODGE.

On January 17 we visited the State Prison at Deer Lodge. We find the institution to be a very sanitary condition. At the present time there are about 250 inmates, which is a very low figure compared with former years, due to the new parole system.

Recommendations: We recommend that all clothing for the inmates of all State institutions be made by the inmates of the State Prison, where possible from cloth manufactured by the Montana Wool Growers' Association. This can be done at a very low cost. It would be necessary for the State to furnish a cutter at a good salary, who would be the only salaried person connected with the making of such garments.

SCHOOL FOR DEAF AND BLIND, BOULDER.

On January 18 we visited the School for the Deaf and Blind at Boulder which also has a department for the feeble-minded. We found the system of management exceedingly satisfactory, but the physical needs of the plant are very great. Much of the furniture in the administration building has been made by the pupils of the institution, and the work done in the mechanical and other departments is of a very high grade, when the character of the pupils is taken into consideration.

We find that there are approximately 200 students now at the school and a waiting list of approximately 500. The needs of the institution with regard

new buildings are governed by the additional applications. This large waiting list is composed of feeble-minded and backward list children; the blind, deaf and dumb are kept on the waiting list only a very short period, being given preference. We strongly recommend the additional buildings requested in the budget in order to take care of as many as possible on the waiting list.

We would also recommend that many of the inmates now at this institution should be committed to the State Hospital for the Insane, were it not for the crowded condition at the latter institution.

We also recommend the purchase of an additional farm, consisting of 800 acres, 500 of which can be irrigated and has a prior water right, upon which farm the Superintendent has an option, which runs until the adjournment of the present legislature and which option names a very reasonable price.

CONCLUSION.

The Recommendations contained in this report represent actual, immediate needs of the various institutions, and we heartily urge their adoption.

Respectfully submitted,

CONNELLY Chairman.
ROULEAU,
RHODS.

Referred to Committee on appropriations.

REPORTS OF STANDING COMMITTEES.

The Judiciary Committee reported as follows:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 42, entitled: "An Act amending Section 5805 of the Revised Codes of Montana of 1907, relating to liens for services," respectfully report as follows: That a substitute bill prepared by the House Judiciary Committee, entitled: "An Act amending Section 5805 of the Revised Codes of Montana of 1907, relating to liens" be substituted for S. B. No. 42, and that said substitute bill do pass.

O'HARA, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 67, entitled: "An Act amending Sections 1100, 1101, 1103, 1105, of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana of 1913, and repealing Section 1102 of said Chapter and all other acts and parts of acts in conflict herewith," respectfully report as follows: That S. B. No. 67 be concurred in.

Report adopted.

O'HARA Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 111, entitled: "An Act to establish a tax on gifts, legacies, inheritances, bequests, devices, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and for suits to quiet title against claims of liens arising hereunder and repealing all acts in conflict with this act," respectfully report as follows: That H. B. No. 111 be referred to the Committee on Revenue and Taxation.

Report adopted.

O'HARA Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 61, entitled: "An Act prohibiting the making, disseminating, circulating, publishing or placing before the public in any other manner false or fraudulent advertising in connection with the sale of merchandise, securities, service, etc., and prescribing penalties for the violation of the provisions of this Act and repealing Chapter 117 of the Laws of the 14th Legislative Assembly of the State of Montana and all other acts and parts of acts in conflict herewith," respectfully report as follows: That H. B. No. 61, be amended as follows:

Insert in the second line after the word "association" the words "or agent thereof."

In line 17, after the word "securities" insert the words "stocks bonds."

Strike out the words "provided, however, that the provisions of this Act shall not apply to any owner, publisher, printer, agent or employee of a newspaper or other publication, periodical or circular, who in good faith and without knowledge of the falsity or deceptive character thereof, publishes, causes to be published or taken part in the publication of such advertisement," as found in the latter part of Section 1 thereof.

And when so amended the bill do pass.

Report adopted.

O'HARA Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 88, entitled: "An Act to abolish the State Board of Health Maintenance Fund, the State Fire Marshal's Fund, and the State Examiner's Fund, and directing the transfers of all moneys now in said funds or hereafter accruing thereto to the General Fund," respectfully report as follows: That H. B. No. 88 do pass.

Report adopted.

O'HARA Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 86, entitled: "A Bill for an Act entitled an Act to provide for seed grain contract or agreement lien," respectfully report as follows: That H. B. No. 86 do not pass.

Report adopted.

O'HARA Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 87, entitled: "An Act providing for the investment of the State Educational Bond sinking and interest fund," respectfully report as follows: That H. B. No. 87 do pass.

Report adopted.

O'HARA Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 78, entitled: "An Act to provide for the creation, organization and operation of agricultural corporations, or co-operative agricultural districts, to promote the improvement of the production, processing, storing, warehousing and marketing of any or all agricultural or farm products; to define their purposes and powers as to the creation, operation, existence, financing, including bonding, consolidation or joint operation, and dissolution," respectfully report as follows: That H. B. No. 78, be amended as follows:

That Subdivision 5 of Section 2, article 1 be amended by inserting after the word "owns" in line 9 on page 2 the following words "and proposed to be submitted to said corporation or district." That section 1 of article 3 be amended by striking out the word and figure "three (3)," in line 8 on page 10 and inserting in lieu thereof the word and figure "five (5)." That section 5 of article 3 be amended by striking out the words "and directed" in line 23 on page 13 and inserting in lieu thereof the words "in its discretion."

And when so amended the bill be re-referred to the Committee on Agriculture.

Report adopted.

O'HARA Chairman.

Pursuant to Report of Judiciary Committee, H. B. No. 111, was referred to Committee on Revenue and Taxation.

Pursuant to Report of Judiciary Committee, H. B. No. 78 was re-referred to Committee on Agriculture.

The Committee on Appropriations reported as follows:

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 25, a bill for an Act entitled: "An Act relating to the Veterans' Welfare Commission, providing for the sale of the unsold bonds or warrants authorized by Chapter 105 of the regular session of the 16th Legislative Assembly, appropriating the unexpended portion of the moneys received or hereafter to be received from the sale of said bonds or warrants for the use of the Veterans' Welfare Commission, and making an additional appropriation for the use of said Commission and repealing the portion of Section 2 of Chapter 26 of the Extraordinary Session of the 16th Legislative Assembly

ting to said Veterans' Welfare Commission and repealing all other acts parts of acts in conflict herewith," beg to recommend that the same be amended as follows:

Amend Section 3 of said bill by striking out the words "provided, however, in the event any portion of said bonds or warrants shall remain unsold in any cause, the appropriation made by this section may be resorted to upon expenditure of all the moneys in said Veterans' Welfare Fund," and that so amended the bill do pass.

Report adopted.

BUELL, Chairman.

The Committee on Federal Relations reported as follows:

Mr. Speaker: We your Committee on Federal Relations, having had under consideration H. B. No. 51, introduced by Warren, a Bill for an Act entitled: "An Act accepting on behalf of the State of Montana the invitation of the President of the United States as provided in Section 1814 of the Revised Statutes and Agreeing to erect, in the National Statuary Hall in the Capitol at Washington, a Statue of Wilbur F. Sanders," report our findings and recommendations thereon as follows:

FINDINGS.

We find: 1st. That the 12th Legislative Assembly of Montana by an act approved March 3, 1911, appropriated \$5,000 for the purpose of assisting the erection of a monument within the State Capitol Building at Helena, to perpetuate the memory of the late Wilbur F. Sanders, and for the appointment of a Commission to assist in the erection of Memorial.

2nd. That said Commission received from the Sanders Memorial Association the sum of \$5,657 and drew out of the State's appropriation the sum of \$935, which two said sums were expended under said Act.

3rd. That the remaining portion of said unexpended balance in said appropriation, to-wit: \$3065, automatically reverted into the general fund at the close of the fiscal year 1913.

4th. That there is no money in said appropriation of 1911 and that there is no money available or can be spared for carrying this act into effect.

RECOMMENDATIONS.

Your Committee recommends:

1st. That Section 3 of said Act under consideration be amended by adding to the last line thereof the following: "provided that the state shall not in any wise incur any liability under this act."

2nd. That said Act when so amended do pass.

It is with much reluctance that your Committee offers this amendment, the financial condition of the State compel us to neglect Montana's truest friend.

HASKELL, Chairman.

The Judiciary Committee reported as follows:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 91, entitled: "An Act to amend Section 23 of Chapter 85 of the Laws of the 13th Legislative Assembly, abolishing the fund known as the Investment Commission Fund and directing the transfer to the General Fund of all Moneys now in or hereafter accruing to said fund," respectfully report as follows: That H. B. No. 91 do pass.

Report adopted.

O'HARA, Chairman.

The Committee on Ways and Means reported as follows:

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 106, entitled: "An Act to repeal Section 195 of the Revised Codes of 1907 relating to the Bond of the Attorney General," respectfully report as follows: That H. B. No. 106 do pass.

Report adopted.

BERGESON, Chairman.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 107, entitled: "An Act to abolish the Secretary of State Trust Fund, and directing the transfer of all Moneys now in said fund or here-

after accruing thereto into the general fund," respectfully report as follows That H. B. No. 107 do pass.

Report adopted.

BERGESON, Chairman.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 108, entitled: "An Act to amend Section 189 of the Revised Codes of 1907, relating to the Bond of the State Treasurer," respectfully report as follows: That H. B. No. 108 do not pass.

Report not adopted.

BERGESON, Chairman.

On motion of Bergeson, duly seconded and carried, H. B. No. 108 was referred to Committee on Ways and Means.

The Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing to whom was referred H. B. Nos. 63, 76, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Speaker announces that he is about to sign H. J. Memorial No. 1, introduced by Committee on Livestock and Public Ranges.

INTRODUCTION OF BILLS AND MEMORIALS. AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

S. B. No. 35, by Booth. A Bill for an Act entitled: "An Act amending Section 3897 of the Revised Codes of Montana of 1907, relating to the procedure for selling, leasing, mortgaging, exchanging, or disposing of the property of corporations, and repealing Sections 3901, 4409, 4410, 4411, and 4412 of the Revised Codes of Montana of 1907 and all acts and parts of acts in conflict herewith." Referred to Judiciary Committee.

Substitute for Senate Bill No. 84, by Booth: A Bill for an Act entitled: "An Act relating to the giving of notice to the State Board of Land Commissioners of certain Bond Sales and providing penalties for the violation of this act." Referred to Judiciary Committee.

S. B. No. 97, by Haley: "An Act to create a State Purchasing Department, to Define the Authority, Powers, and Duties thereof; to Provide for the Appointment of and to define the authority, powers, and duties and to fix the compensation of the officers and employees thereof and to repeal all Acts or parts of Acts in conflict with the provisions of this Act." Referred to Committee on Ways and Means.

S. B. No. 100, by Donlan. A Bill for an Act entitled: "An Act authorizing the State Board of Examiners to fix the number, compensation, term and tenure of office of all deputies, assistants, clerks and stenographers employed by the Civil Executive State Officers." Referred to Committee on Ways and Means.

S. B. No. 108, by Donlan. A Bill for an Act entitled: "An Act requiring a petition of Forty per cent. of the qualified electors who are taxpayers to authorize the voting upon the issuance of any school, town, city or county bonds, and providing who are entitled to vote thereon." Referred to Judiciary Committee.

S. B. No. 131, by Larson. A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 11 of Chapter 172 of the Laws of the Fifteenth Legislative Assembly of the State of Montana, relative to the Raising of Revenue for the construction, maintenance and improvement of public highways." Referred to Committee on Revenue and Taxation.

S. B. No. 119, by McCone. A Bill for an Act entitled: "An Act to amend Chapter 198 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, entitled: 'An Act to amend Section 3 of Chapter 83, Session Laws of the Fifteenth Legislative Assembly of the State of Montana'—'An Act relating to a Mothers' Pension and for the care of dependent children in their own home by their mother, the father of said children being dead, or an inmate of some Montana Institution, or who has failed to provide for said chil-

ren for a period of one year or more, or who is physically or mentally incapacitated and whose mother is financially unable to support such children; providing a penalty for the violation thereof, and repealing Sections 1, 2, 3, 4, 5, 6, and 7 of Chapter 86 of the Session Laws of the Fourteenth Legislative Assembly." Referred to Committee on Judiciary.

S. B. No. 132, by Larson. A Bill for an Act entitled: "An Act relative to the raising of Revenue for Emergency purposes in the Maintenance of Public Highways in the State of Montana." Referred to Committee on Revenue and Taxation.

Referred to Committee on Irrigation and Water Rights.

Senate Joint Memorial No. 1, by Hefferlin:

to the Honorable Senate and House of Representatives of the United States in Congress Assembled:

WHEREAS, the Yellowstone River, which flows for about four hundred sixty miles through the State of Montana, drains Yellowstone Lake in the Yellowstone National Park in the State of Wyoming, and gets its main water supply therefrom; and,

WHEREAS, Yellowstone Lake is at altitude of seven thousand seven hundred forty-one feet above sea level and is a catchment basin for a drainage area of more than sixteen hundred square miles, which drainage area is subject to a heavy winter snowfall; and

WHEREAS, in the spring and early summer months this deep covering of snow on the drainage area is rapidly melted by the warm winds and spring rains, and in a few days runs into the said lake, causing its level to be raised rapidly to six feet above the low-water mark; and

WHEREAS, the rise in the level of the lake causes a heavy increase in the flowage of the Yellowstone River draining therefrom, such increase in flowage amounting to more than thirty times the low-water flowage of said river; and

WHEREAS This great increase in the volume of river-flow constitutes a flood, which flood, on certain years, does a property damage along the four hundred sixty miles of river in Montana, and which flood runs out each season prior to the time the water of the river can be used for irrigation purposes; and

WHEREAS, An estimate of this property damage shows it to have been upward of a million dollars in a single season; and

WHEREAS, There is now irrigated from the Yellowstone River, by canals taken therefrom upward of two hundred fifty thousand acres, inclusive of the area under the Huntley and Lower Yellowstone Federal Reclamation projects; and

WHEREAS, After the surplus waters have run out of the lake and gone to waste as a flood the volume of flow in the river becomes so depleted that there occurs a period of water shortage; such period of water shortage in the season of 1919 having caused a crop loss of approximately \$4,000,000 to the farmers along said valley, a part of which loss was suffered by the farmers under the said federal reclamation projects; and

WHEREAS, in addition to the lands already irrigated by canals from the Yellowstone River there are vast areas of fertile but arid land that can still be reclaimed by canals taken from said river, provided a sufficient water supply to serve such canals can be furnished during the irrigation season; and,

WHEREAS, The construction of a small masonry dam across the Yellowstone River at or near its point of outlet from Lake Yellowstone in the Yellowstone National Park will serve threefold purposes of:

First: Preventing a major portion of the damage due to floods that originate in this lake;

Second: Hold back and conserve in storage a sufficient volume of water to furnish an adequate supply to the canals already taking water from said river including the federal reclamation projects at Huntley and lower Yellowstone;

Thirdly: Furnish a sufficient additional supply of water to make possible the irrigation of at least two hundred fifty thousand acres of the arid land now under irrigation; and,

WHEREAS, The two hundred fifty thousand or more acres of arid land that can be reclaimed, provided a supply of stored water is afforded, are almost entirely in the hands of settlers, which settlers are abandoning said lands permitting them to revert to grazing lands, with the loss of improvements already thereon because such settlers are unable to successfully farm said lands without a supply of irrigation water; and

WHEREAS, A masonry dam sufficient to accomplish the purposes herein recited need be only high enough to maintain the level of Lake Yellowstone at its mean high water mark, six feet above its mean low-water mark; and

WHEREAS, Such a dam can be so constructed as to serve as a bridge for foot and vehicle traffic, which bridge is badly needed to replace the present dilapidated pile structure known as the "Fish Bridge"; and,

WHEREAS, The construction of such a dam will in no wise injure or mar the scenic beauty or attractiveness of Yellowstone National Park, but will be an added attraction therein and will, in addition, so equalize and regulate the flow of the Yellowstone River that the beauty of the falls of the Yellowstone and the Grand Canyon will be greatly enhanced; and

WHEREAS, The construction of such a dam is not in the interest of any power development nor are any structures other than the dam itself required in Yellowstone Park to accomplish the desired purpose; and,

WHEREAS, The State of Montana, or an association of irrigation districts organized or to be organized under the jurisdiction of the said state, will construct and maintain such dam; now,

THEREFORE, BE IT RESOLVED, by the Seventeenth Legislative Assembly of the State of Montana that we do hereby petition and earnestly pray the Honorable Congress of the United States for the passage of Senate Bill 4529, being a Bill "For the erection and maintenance of a dam across the Yellowstone River in the State of Wyoming."

AND BE IT FURTHER RESOLVED, that copies of this memorial be forwarded by the Secretary of State of the State of Montana to each member of the Honorable Congress of the United States in session assembled.

Referred to Committee on Irrigation and Water Rights.

H. B. No. 118 by Scharnikow: A Bill for an Act entitled: "An Act to amend Sub-division No. 5 of Section 2104 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of Montana, relating to the powers of the Board of Trustees of County High Schools." Referred to Committee on Education.

H. B. No. 119, by Goodman. A Bill for an Act entitled: "An Act to regulate the occupation of barbering, to create a Board of Barber Examiners; providing for the examining and licensing of persons to carry on such practice, to insure better education of such practitioners; providing for the appointment of inspectors; to provide rules regulating the proper sanitation of barber shops, schools and colleges preventing the spreading of contagious and infectious diseases, thereby insuring to the general public cleaner and better service; creating a Board of Barbers' examining fund, making a violation hereof a misdemeanor." Referred to Committee on Public Health and Sanitary Affairs.

H. B. No. 120, by MacDonald of Flathead: A Bill for an Act entitled: "An Act amending Section 2692 and 2714 of the Revised Codes of Montana and providing a Poll Tax on males not the heads of families to be paid into the Widow's Pension Fund." Referred to Committee on Revenue and Taxation.

H. B. No. 121, by Silver: A Bill for an Act entitled: "An Act to amend Section 7631 of the Revised Codes of the State of Montana of 1907, relating to the compensation of executors and administrators and repealing Chapter 55 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and all Acts and parts of Acts in Conflict herewith." Referred to Judiciary Committee.

The following bills were introduced without previous notice by unanimous consent of the House, read first and second times and referred to Committees as follows:

H. B. No. 122, by Appropriation Committee: A Bill for an Act entitled: "An Act to amend Section CIV of Chapter 147 of the Session Laws of the

leventh Legislative Assembly of the State of Montana, as amended by Chapter 9 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, and as further amended by Chapter 171 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, providing for a land office expense fund, and the disposition of the same." Referred to Committee on Appropriation.

H. B. No. 123, by Committee on Appropriation: A Bill for an Act entitled: "An Act to amend Section 144 of the Revised Codes of 1907, relating to Consolidated Boards." Referred to Committee on Appropriations.

H. B. No. 124, by Committee on Appropriations: A Bill for an Act entitled: "An Act to make a contingent Appropriation to provide for the payment of a judgment recovered against Charles T. Stewart as Secretary of State, of the State of Montana, by the J. I. Case Threshing Machine Company, a corporation, in an action to recover foreign corporation fees paid to the State of Montana." Referred to Committee on Appropriations.

S. J. Resolution No. 3, by Donlan, relative to certain timber lands in the State of Montana was read first and second times, and referred to the Committee on State Lands.

THIRD READING OF SENATE BILLS.

S. B. No. 38, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin, (Rosebud), Dowlin, (Yellowstone), Dunbar, Dunn, English, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rickard, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Troy, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total, 1.

Noes: None.

Absent and not voting: Cady, Charters, Fairgrieve, Hathaway, Hunter, Jones, King, Lakin, Peden, Ray, Rhoades, Riggs, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Treloar, Wade, Warren. Total, 17.

S. B. No. 98, by Paul, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Buell, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Parsons, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rhoades, Rickard, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Sickler, Skulason, Smith, Spencer, Spratt, Stevens, Swift, Troy, Wallace, Wilcomb, Williams, Worden. Total, 82.

Noes: Austin, Brooks, Brown (Mineral), Carlson, Cavanaugh, Ogden, O'Hara, Provinse, Silver, Snell, Stoner, Mr. Speaker. Total 12.

Absent and not voting: Black, Cady, Hathaway, Hunter, Jones, King, Lakin, Peden, Riggs, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Treloar, Wade, Warren. Total 14.

On motion of Johnson, duly seconded and carried roll call on Senate amendment to H. B. No. 28 was dispensed with, and same was concurred in by aye and no vote.

On motion, duly seconded and carried, Senate amendment to H. B. No. 28.

having been read three several times, was concurred in by an aye and no vote.

Speaker gives notice that he is about to sign S. J. Res. No. 1 by Paulin also S. B. No. 39, by Booth; S. B. No. 44, by Booth; S. B. No. 63, by Booth; S. B. No. 57, by Booth; S. B. No. 15, by Booth; S. B. No. 43, by Booth; S. B. No. 29, by Booth; S. B. No. 36, by Booth; S. B. No. 34, by Booth; S. B. No. 3 by Booth; S. B. No. 40, by Booth; S. B. No. 52, by Booth; S. B. No. 62, by Booth; S. B. No. 59, by Booth; S. B. No. 50 by Booth; S. B. No. 32, by Booth; S. B. No. 48, by Booth; S. B. No. 28, by Booth; S. B. No. 1, by Booth; S. B. No. 76, by Booth; S. B. No. 83, by Booth; S. B. No. 90, by Booth; S. B. No. 61, by Booth; S. B. No. 49, by Booth; S. B. No. 75, by Booth; S. B. No. 46, by Booth; S. B. No. 89, by Booth; S. B. No. 26, by Booth; S. B. No. 31, by Booth; S. B. No. 18, by Booth.

On motion, House recessed until 2:30 o'clock P. M.

AFTERNOON SESSION.

House re-assembled at 2:30 o'clock P. M. On motion, House reverted to Order of Business No. 2.

NOTICES.

Authors give notice that they will on tomorrow or some subsequent day introduce the following bills:

By Knudsvig, Phelps, Rickard, Gillette: "House Joint Memorial to Congress of the United States for the amendment of the Act of Congress approved March 30, 1908, opening for entry and settlement, under the land laws of the United States, the Fort Peck Indian Reservation."

By Blomquist: A Bill for an Act entitled: "An Act providing a method for the selection of party Delegates to National Presidential Nominating Conventions, for the nomination of Presidential Electors by direct vote at the General Primary Election, and repealing an Act entitled: 'A Bill to propose by initiative petition a law to provide for the expression by the people of the State of Montana of their preference for party candidates for president and vice-president of the United States, the election of delegates to Presidential Conventions and the nomination of Presidential Electors by direct vote, passed by direct vote of the people in the year 1912, and all other acts and parts of acts in conflict herewith.'"

By Dodds: A Bill for an Act entitled: "An Act relating to the holding of district court at places other than County Seats."

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

H. B. No. 125, introduced by Committee on Revenue and Taxation without previous notice and by unanimous consent of the House, read first and second times, ordered printed and referred to Committees as follows:

A Bill for an Act entitled: "An Act requiring all persons, firms, associations, joint-stock companies, syndicates, and corporations engaging in or carrying on the business in this State of selling gasoline and distillate in this State to pay to the State Treasurer certain license fees for engaging in and carrying on such business in this State; fixing the amount of such license fees; providing a method for the assessment, collection and disposition thereof; and prescribing penalties for the violation of this act." Referred to Committee on Revenue and Taxation.

On motion, the House reverted to Order of Business No. 4

REPORTS OF STANDING COMMITTEES.

The Committee on Revenue and Taxation reported as follows:

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 125, being a Bill for an Act entitled: "An Act requiring all persons, firms, engaging in or carrying on the business in this state of selling gasoline and distillate in the State, to pay to the State Treasurer certain license

es for the engaging in and the carrying on such business in this State; fixing the amount of such license fees; providing a method for the assessment, collection and disposition thereof, and prescribing penalties for the violation of this act," respectfully report as follows: That H. B. No. 125, be printed and referred to the Committee on Revenue and Taxation.

COONEY, Chairman.

Report adopted.

The Committee on State Boards and Officers reported as follows:

Mr. Speaker:

We, your Committee on State Boards and Officers, having had under consideration H. B. No. 95, introduced by Hathaway, a Bill for an Act entitled: "An Act to amend Section 436 of the Revised Codes of the State of Montana of 1907 relating to office hours of State Officers," respectfully report as follows: That H. B. No. 95 be reported back with the recommendation that it do not pass.

DILLAVOU, Chairman.

Report adopted.

On motion, duly seconded and carried, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Allen in the Chair.

House resumed.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration S. B. No. 67, H. J. R. No. 1, H. B. No. 22, H. B. No. 16, H. B. No. 40, H. B. No. 41, H. B. No. 47, H. B. No. 81, respectfully report as follows:

That S. B. No. 67 be concurred in.

That H. B. No. 22 do pass as amended.

That H. J. R. No. 1 do pass as amended.

That H. B. No. 16 do pass.

That H. B. No. 40 do pass.

That H. B. No. 41 do pass as amended.

That H. B. No. 47 be re-referred to Judiciary Committee.

That H. B. No. 81 do pass as amended.

ALLEN, Chairman.

Report adopted.

On motion, House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

Bolmquist moved that Sergeant at Arms be instructed to place upon mailing list the names of County Clerk and Recorder of each County of State, and that two copies of each printed bill be mailed them to be kept in their respective offices for public inspection and that no other copies be mailed out.

As a substitute motion to the above, Johnson of Deer Lodge, moved that the Printing Committee of the House confer with the Printing Committee of the Senate to ascertain what condition maintains along these lines, and report back to the house, duly seconded and carried.

On motion, House reverted to Order of Business No. 2.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date introduce the following bills:

By Hanson: "An Act to provide for the transfer to New Counties of the records, Plats and Charts relating to Land Classification of Old Counties, applying exclusively to Territory included in New Counties."

By Scharnikow: "An Act requiring the consolidation of the offices of Superintendent of City Schools and the Principal of County High Schools, in all cities

and towns having less than nine hundred children enrolled in both the city and high schools and providing for the management and control of such schools and regulating the employment of teachers therein."

By Spencer: A Bill for an Act entitled: "An Act permitting acquisition and transfer of real property by aliens eligible to citizenship, to same extent as citizens, except as otherwise provided by law; permitting other aliens, and companies, associations and corporations in which they hold majority interest, to acquire and transfer real property only as prescribed by treaty, but prohibiting appointment thereof as guardian of estates of minors consisting wholly or partially of real property or shares in such corporations; providing for escheats in certain cases; requiring reports of property holding to facilitate enforcement of the act; prescribing penalties for violation hereof."

By Ways and Means Committee: "An Act providing for the registration of all marriages and divorces occurring within the State of Montana with the State Registrar of vital statistics, fixing fees for the issuance of marriage license and for recording marriage licenses and certificates and decrees of divorce, providing for the necessary forms and blanks, the promulgation of rules and regulation hereunder, making a violation of this act a misdemeanor and providing a penalty therefor and repealing Sections 3620, 3623, 3625, and 3627 of the Revised Codes of 1907 of the State of Montana."

By Ways and Means Committee: "An Act to authorize the State Registrar of the Bureau of Vital Statistics to issue certified copies of births and death making such copies prima facie evidence in the courts of this State and fixing fees therefor."

The Speaker announced that he was about to sign H. J. Memorial No. 10 by Hanson and Rickard.

On motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The Committee on Printing reported as follows:

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. No. 96, H. B. No. 45 H. B. No. 70 and H. B. No. 79, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

The Committee on Public Morals, Charities and Reforms reported as follows:

Mr. Speaker:

We, your Committee on Public Morals, Charities and Reforms, having had under consideration Senate Bill No. 77, respectfully report as follows:

That S. B. No. 77 do pass as amended.

Omit all words in line seven (7), after the word "or" following opium; and insert in lieu thereof "coca leaves, their salts, derivatives and preparation thereof."

HATHAWAY, Chairman.

Report adopted.

On motion, House adjourned until 11:00 o'clock A. M. Friday, January 28.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

TWENTY-SIXTH DAY

Helena, Montana, January 28, 1921.

House met at 11:00 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and all present except Warren and Spencer excused.

Quorum present.

The Journal Committee reported as follows:

r. Speaker:

We, your Committee, have this date examined the Journal for the twenty-sixth Legislative Day, and have found same to be correct.

Report adopted. JOHNSON of Silver Bow Chairman.

COMMUNICATIONS AND PETITIONS.

The following communication was received and read:

r. Speaker:

Your Honorable Body is invited to religious services at the St. Paul's Methodist Episcopal Church, opposite the court-house of this city, Sunday evening, January 30, 1921, to join in Divine worship with the Chaplain of the House who will celebrate his 51st anniversary as a minister of the Gospel. His first sermon was delivered January 29th, 1870. The subject of his sermon will be "Character," based on a great Bible character.

Please honor the Chaplain with your presence.

BLACK.

The following Senate Communications were received and upon motion, duly read and carried, were considered as read at length:

January 27th, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body that S. B. No. 19, by King, An Act to prevent brokers or agents from accepting or receiving Secret Commissions or compensation of any kind without the consent of their principals; defining who are brokers or agents under the provisions thereof, and providing punishment for the violation of any other provisions hereof," as this day reported on by the Judiciary Committee, recommending that Bill be not concurred in, which report was adopted, and the Bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

January 27th, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session the following bills:

S. B. Nos. 50, 18, 59, 31, 64, 26, 52, 89, 46, 75, 49, 61, 90, 83, and 76.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

January 27, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body of the introduction of the following Senate Bills; the same having been read first and second time and referred to the Committees as designated:

S. B. No. 147, by Slattery, "An Act to amend Section 8311 of the Revised Codes of Montana, 1907, prescribing the punishment for robbery." Referred to Committee on Judiciary.

S. B. No. 148, by Booth, "An Act to amend Section 12 of Initiative Measure No. 12, passed by the people of the State of Montana at the general election, November 5, 1918, which Initiative Measure No. 12 was entitled, 'A Bill to propose by initiative petition a law to authorize and regulate the practice of Chiropractic in the State of Montana and to define the same and to license Chiroprac-

tors to practice in the State and to establish a State Board of Chiropractic Examiners and to define its powers and duties and to provide its compensation. To provide for Chiropractic license fees and the disposition of same. To provide penalties for the violation of this law, and to repeal all Acts and parts of Acts in conflict herewith. Referred to Committee on Judiciary.

S. B. No. 149, by Paul, "An Act providing for the safe investment of the State permanent common school funds and all other permanent State Educational, Charitable and Penal Institution funds in the securities herein designated; for the prompt collection of interest thereon; providing a method of procedure in making said investments to guard and protect such funds; and prescribing the duties and obligations of the various officers of the State in making said investments, and repealing all laws and parts of laws in conflict herewith. Referred to Committee on Education.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

January 27th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees made the following reports:

Committee on Enrolled Bills reported S. B. Nos. 50, 18, 59, 31, 64, 26, 78, 89, 46, 75, 49, 61, 90, 83, and 76 correctly enrolled.

Judiciary Committee reported S. B. No. 78, by Booth, "An Act relating to Game Preserves, etc., and recommended that said Bill be amended by striking out Section 3 and as so amended, be re-referred to the Committee on Fish and Game; S. B. No. 79 by Booth, An Act amending Sections 51, 52, 53, 56, and 62, Chapter 173, Laws of the 15th Legislative Assembly, and recommended that said Bills be amended by striking out Section 3, and as so amended, be re-referred to the Committee on Fish and Game; S. B. No. 80, by Booth, An Act amending Section 8 of Chapter 173, Laws of the 15th Legislative Assembly, etc., and recommended that said Bill be amended by striking out Section 3, and as so amended, be re-referred to the Committee on Fish and Game. S. B. No. 144, by Booth, An Act amending Section 7670, of the Revised Codes, etc., and recommended that said Bill do pass; S. B. No. 145, by Booth, An Act amending Section 5756 of the Revised Codes, etc., and recommended that said Bill do pass; H. B. No. 1 by King, An Act to prevent Brokers or Agents from accepting or receiving secret commission, etc., and recommend that said Bill be not concurred in; S. B. No. 13 by Leuthold, An Act to amend Section 1 of Chapter 106, Laws of the 11th Legislative Assembly, etc., and recommended that said Bill be amended by striking out Section 3, and that as so amended, the Bill do pass; H. B. No. 60, Judiciary Committee, An Act to repeal Chapter 8, Laws of the Extraordinary Session of the 15th Legislative Assembly, etc., and recommended that same be concurred in; S. B. No. 146, Legislative Assembly, etc., and recommended that same be concurred in; S. B. No. 146, by Haaland, An Act to amend Chapter 35, Laws of the 16th Legislative Assembly, etc., and recommended that further consideration of said Bill be indefinitely postponed.

The above reports were adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

January 27, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees made the following report:

Committee on Judiciary reported S. B. No. 140, by Donlan, An Act to provide for a Budget System for the control of all expenditures of County Funds and recommended that further consideration of said Bill be indefinitely postponed. Committee on Banks and Banking, reported S. B. No. 130, by Green, An Act providing for the appointment of a State Examiner, etc., and recommended that line 12 of Section 1 be amended by striking out the word "three" and inserting in lieu thereof, "five," and further amend same by striking out Section 1, the words and figures "Six Thousand (\$6,000.00) Dollars," and inserting in lieu thereof, the words and figures, "Five Thousand (\$5,000.00) Dollars" and as so amended that the same do pass. S. B. No. 129, by Greening, An Act

entitled, "An Act to amend Chapter 136, Laws of the Fifteenth Legislative Assembly, etc.," and recommended that same do pass. S. B. No. 128, by Greening, an Act to amend Chapter 148, Session Laws of 1917, etc., and recommend that the same do pass. S. B. No. 138, by Greening, An Act to amend Section 4192, Revised Codes of Montana, etc., and recommended that line 1 of the title of the bill be amended by inserting after the word "Act," the words "entitled: An Act"; further amend said Bill in line 4 of Section 1, by inserting before the word "he" the figures, "4192"; further amend said Bill in line 4 of Section 2, by inserting before the word "Taxation" the figures "4198," and as so amended, that the Bill do pass.

Committee on Horticulture, reported S. B. No. 116, by Leuthold, and recommended that Substitute for S. B. No. 116, be substituted therefor, and that said Substitute Bill do pass.

Committee on Finance and Claims, reported H. B. No. 39, An Act appropriating money for the maintenance of the offices of Attorney General, Secretary of State, State Auditor, State Treasurer, and Superintendent of Public Instruction, etc. and recommended that said Bill be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

January 27, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times, and referred to Committees designated:

H. B. No. 52, by Dowlin, "An Act appropriating money to pay the salary of Charles A. Taylor as Judge of the 13th Judicial District Court from September 1920, to December 11, 1920." Referred to Committee on Finance and Claims.

S. B. No. 147, by Slattery, "An Act to amend Section 8311 of the Revised Codes of Montana of 1907, prescribing the punishment for robbery." Referred to Committee on Judiciary.

S. B. No. 148, by Booth, "An Act to amend Section 12 of Initiative Measure No. 12, passed by the people of the State of Montana at the General Election, November 5, 1918, which Initiative Measure No. 12, was entitled: 'A Bill to propose by Initiative Petition a law to authorize and regulate the practice of chiropractic in the State of Montana, and to define the same, and to license chiropractic Examiners; to define their powers and duties, and to provide for chiropractic License Fees and the disposition of the same and to provide penalties for the violation of this law; and to repeal all acts and parts of acts in conflict herewith.'" Referred to Judiciary Committee.

S. B. No. 149, by Paul, "An Act providing for the safe investment of the State Permanent Common School Fund and all other permanent State Educational, Charitable and Penal Institution Funds in the Securities herein designated: for the prompt collection of interest thereon; providing a method of procedure in making said investments to guard and protect such funds; prescribing the duties and obligations of the various officers of the State in making investments, and repealing all laws and parts of laws in conflict herewith." Referred to Committee on Education.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

January 27, 1921.

I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills were presented and read:

By Greenup, "An Act to provide for the publication of assessment reports on all taxpayers; to fix the time and method of collecting taxes and interest on deferred payment of taxes; of selling property for the nonpayment of taxes; repealing Sections 2513, 2616, 2622, 2624, 2629 and 2638 of the Revised Codes of 1907, of the State of Montana, and repealing all other laws in conflict herewith."

By Junod: "An Act regulating the business of auditing and abstracting Life

Insurance Policies and annuities, providing for a license for the conduct of such business and prescribing penalties for the violation of this Act."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

January 27, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully reported as follows: S. B. No. 125, and recommend that same do pass.

The above report was adopted.

BURGESS, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

January 27, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Heren, duly seconded and carried, the Senate adjourned 11:10 A. M. to meet Friday, January 28, 1921, at 10:00 A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent day introduce Bills as follows:

By Chatfield: A Bill for an Act entitled: "An Act amending Section Chapter 173, of the laws of the Fifteenth Legislative Assembly of Montana, 191

By Geis and Roberts: A Bill for an Act entitled: "An Act providing the disposition and use of moneys derived from Bonuses, Royalties, and Rent paid into the Treasury of the United States on account of Permits or Leases granted by the United States as provided by the act of congress of February 1920. (Public No. 146) and paid by the Secretary of Montana."

By Geis: A Bill for an act entitled: "An Act providing for the filing of sworn statements by any person, firm, association or corporation, abandoned or ceasing to operate any well or wells in the State of Montana, drilled, bored, operated, or possessed for the purpose of exploring for or producing oil or gas setting out the location of such well or wells and the manner in which plugged and providing for the punishment for violation of the provisions of this Act and the execution of False affidavits hereunder."

By Geis: A Bill for an Act entitled: "An Act prohibiting the unnecessary wasting of natural gas into the atmosphere; providing for the capping or otherwise closing of wells from which natural gas flows; and providing penalties violating the provisions of this Act."

By Black: A Bill for an Act entitled: "An Act to authorize Districts issue refunding Warrants and provide for a special tax or assessment on land in the District."

REPORTS OF STANDING COMMITTEES.

The Committee on Education reported as follows:

Mr. Speaker:

We, your Committee on Education, having had under consideration H. B. No. 118, introduced by Scharnikow, entitled: "An Act to amend Sub-Division 2, 5, of Section 2104 of Chapter 76 of the Session Laws of the Thirteenth Session of the Legislative Assembly of Montana, relating to the powers of the Board of Trustees of County High Schools," respectfully report as follows: That H. B. No. 118 do pass.

Report adopted.

GULLIDGE, Chairman.

The Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration H. B. No. 13, respectfully report as follows: That H. B. No. 13 do not pass and that we herewith submit a substitute for H. B. No. 13 and recommend that said substitute do pass.

Report adopted.

BROOKS, Chairman.

The Judiciary Committee reported as follows:

Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 71, entitled: "An Act to amend Chapter 86 of the Laws of the Thirteenth Legislative Assembly of the State of Montana 1913, by adding thereto a new Section to be known as Section 9A, and relating to the attachment and levy of execution upon personal property covered by the lien of conditional sales notes or contracts," respectfully report as follows: That S. B. No. 72 be not concurred in.

Report adopted.

O'HARA, Chairman.

Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 91, entitled: "An Act to amend Section 1947 of the Revised Codes of 1907, relating to the State Board of Horticulture," respectfully report as follows: That H. B. No. 92 do pass.

Report adopted.

O'HARA, Chairman.

The Committee on Appropriations reported as follows:

Speaker:

We, your Committee on Appropriations, having had under consideration H. B. No. 122, respectfully report as follows: That H. B. No. 122 do pass.

Report adopted.

BUELL, Chairman.

Speaker:

We, your Committee on Appropriations having had under consideration H. B. No. 123, respectfully report as follows: That H. B. No. 123 do pass.

Report adopted.

BUELL, Chairman.

Speaker:

We, your Committee on Appropriations, having had under consideration H. B. No. 124, respectfully report as follows: That H. B. No. 124 do pass.

Report adopted.

BUELL, Chairman.

The Committee on Agriculture reported as follows:

Speaker:

We, your Committee on Agriculture, having had under consideration H. B. No. 69, respectfully report as follows: That H. B. No. 69 do pass as amended.

Report adopted.

CONSER, Chairman.

The Committee on Fish and Game reported as follows:

Speaker:

We, your Committee on Fish and Game, having had under consideration H. B. No. 68, respectfully report as follows: That H. B. No. 68 do pass.

Report adopted.

BROOKS, Chairman.

The Committee on Printing reported as follows:

Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 90 and 91, beg leave to report that the same have this day been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

PRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following Bills were introduced, read first and second times and referred to Committees as follows:

H. B. No. 126, introduced by Johnson of Silver Bow: A Bill for an Act entitled: "An Act to amend Part III, Title II, Chapter V. of the Political Code of 1907 of the State of Montana relating to Judges and Clerks of elections, by adding Sections 502, 503 and 505." Referred to Committee on Privileges and Elections.

H. B. No. 127, introduced by Scharnikow: A Bill for an Act entitled: "An Act requiring the consolidation of the offices of Superintendent of City Schools and the Principal of County High Schools in all cities and towns having fewer than nine hundred children enrolled in both the city and high schools, and providing for the management and control of such schools and regulating the employment of teachers therein." Referred to Committee on Education.

H. B. No. 128, introduced by Scharnikow: A Bill for an Act entitled: "An Act to amend Section 801 of Chapter 76 of the Session Laws of the Thirteenth Regular Session of the Legislative Assembly of the State of Montana, relating to the tenure of office teachers." Referred to Committee on Education.

The following bills were introduced without previous notice and by unanimous consent of the House, read first and second times and referred to Committees as follows:

H. B. No. 129, introduced by Committee on Ways and Means, a Bill for an Act entitled: "An Act to authorize the State Registrar of the Bureau of Vital Statistics to issue certified copies of birth and deaths, making such copies prima facie evidence in the Courts of this State, and fixing fees therefor." Referred to Committee on Ways and Means.

H. B. No. 130, introduced by Committee on Ways and Means, a Bill for an Act entitled: "An Act providing for the registration of all marriages and divorces occurring within the State of Montana with the State Registrar of Vital Statistics, fixing fees for the issuance of marriage licenses and for recording marriage licenses and certificates and decrees of divorce, providing for the necessary forms and blanks; the promulgation of rules and regulations hereunder, making a violation of this Act a misdemeanor and providing a penalty therefor and repealing Sections 3620, 3623, 3625, and 3627 of the Revised Codes of 1907 of the State of Montana." Referred to Committee on Ways and Means.

H. B. No. 133, introduced by Committee on Appropriations, a Bill for an Act entitled: "An Act fixing and prescribing the legal maximum rate a standard of payment for all publications required by law, or duly authorized, to be made by or on behalf of the State of Montana, or any of its institutions, departments, boards, bureaus, commissioners, officers, agents or employees when acting within the scope of their authority, respectively, and fixing a basis of measurement and providing for an oath of the publisher, and penalties for the violation of this Act, and repealing all Acts and parts of Acts in conflict with this Act." Referred to Committee on Ways and Means.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 131, introduced by Kenyon, a Bill for an Act entitled: "An Act to amend Section 996 of the Revised Codes of 1907, relating to the apportionment of school funds by the County Superintendent of Schools." Referred to Committee on Education.

H. B. No. 132, introduced by Brooks, a Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to Section 6 of Article V of the Constitution of the State of Montana, relating to the Sessions of the Legislative Assembly." Referred to Committee on Constitutional Amendments.

H. B. No. 134, introduced by Dunbar, a Bill for an Act entitled: "An Act to repeal Chapter 204 of the Laws of the Sixteenth Legislative Assembly relating to the State Terminal Grain Elevator." Referred to Committee on Agriculture.

H. J. Memorial No. 5, introduced by Knudsvig, Phelps, Rickard, and Glette: "A Memorial to the Congress of the United States for amendment of the Act of Congress, approved May 30th, 1908, opening for entry and settlement, under the land Laws of the United States, the Fort Peck Indian Reservation." Referred to Committee on Federal Relations.

THIRD READING OF SENATE BILLS.

S. B. No. 67 by Booth, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohlin, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Merai), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Crumbaker, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, Edlish, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dillon), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hunt, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kel-

anyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Sickler, Silver, Skulason, Smith, Snell, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total 98.

Noes: None.

Absent and not voting: Anderson, Arnold, Beley, Daily, Dowlin (Rosebud), Hills, Rhoads, Shoemaker (Yellowstone), Spencer, Warren. Total 10.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, S. B. No. 1 was taken from Third Reading and placed upon General Orders.

THIRD READING OF HOUSE BILLS.

House Joint Resolution No. 1 by Geis, having been read three several times, the title and history agreed to, was passed by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Silver Bow), Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Davou, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Heltte, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hassell, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total 98.

Noes: None.

Absent and not voting: Beley, Bergeson, Buell, Charters, Crumbaker, Dodds, Dowlin (Rosebud), Faust, Goodland, Hathaway, Jones, Lakin, Parsons, Peden, Rhoads, Scharnikow, Spencer, Warren. Total 18.

H. B. No. 22, by Cavanaugh, a bill for an Act entitled: "An Act to provide for the submission to the qualified electors of the State of Montana of an amendment to Article XVI of the Constitution of the State of Montana by adding thereto a section to be known as Section 7, authorizing the Legislative Assembly by a General or Special Law to provide a form and plan of Government for counties or for cities and counties under such form or plan as the Legislature may prescribe."

It was Enacted by the Legislative Assembly of the State of Montana:

Section 1. That Article XVI of the Constitution of the State of Montana be amended as hereinafter provided, and that the question of such amendment be submitted to the qualified electors of the State of Montana at the general election to be held in November, 1922.

Section 2. That Article XVI of the Constitution of the State of Montana be amended and the same is hereby amended by adding thereto a section to be known as Section 7 and to read as follows:

"Section 7. The Legislative Assembly may by general or special law, provide any plan, kind, manner or form of municipal government for county or counties, or cities, towns, or cities and towns and whenever deemed necessary or advisable, may abolish city or town government and unite, consolidate or merge cities, towns, counties, under one municipal government, and any limitation in the Constitution notwithstanding, may designate the name, fix and prescribe the number, designation, terms, qualifications, method of appointment, location, removal of the officers thereof, define their duties and fix penalties for the violation thereof, and fix and define boundaries for the territory so governed, and may provide for the discontinuance of such form of government when deemed advisable: provided, however, that no form of government permitted in this Section shall be adopted or discontinued until after it is submitted to the qualified electors in the Territory affected and by them provided.

Section 3. That separate official ballots be provided at the general election to be held in November, 1922, which shall have printed thereon the words:

"For the amending to the Constitution relating to the form of county governments, or county and city governments" and "Against the amendment to the Constitution and relating to the form of county governments or county and city governments," and each elector shall designate his preference by making an ballot before the proposition for which such elector desires to vote.

Section 4. The votes cast for and against the amendment above proposed shall be canvassed and determined as provided by the general election laws of the State of Montana.

Section 5. All acts and parts of acts in conflict herewith are hereby repealed.

Section 6. This act shall take effect upon its passage and approval.

The above bill having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hasell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Province, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spratt, Stoner, Swift, Treloar, Treloar, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total—97.

Noes: None.

Absent and not voting: Beley, Cady, Charters, Crumbaker, Dowlin (Rosebud), Gullidge, Peden, Rhoads, Scharnikow, Spencer, Warren. Total—11.

H. B. No. 81, by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following roll call.

Ayes: Allen, Anderson, Austin, Bell, Bergeson, Berglin, Blomquist, Bohlin, Boorman, Braiser, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Perrine, Phelps, Province, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Snell, Spratt, Stevens, Stoner, Swift, Treloar, Treloar, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Arnold, Beley, Black, Charters, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), English, Faust, Felton, Jones, Peden, Penewell, Rhoads, Roberts, Scharnikow, Silver, Spencer, Warren. Total 20.

H. B. No. 40, by Goodland, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Penewell, Perrine, Phelps, Province, Ray, Reeves, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Smith,

Snell, Spratt, Stoner, Swift, Treloar, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total 91.

Noes: King, O'Hara, Reid, Skulason, Stevens, Troy. Total 6.

Absent and not voting: Beley, Charters, Crumbaker, Dowlin (Rosebud), Dunn, English, Jones, Peden, Rhoads, Spencer, Warren. Total, 11.

On motion, House recessed until 2:30 o'clock P. M.

House resumed at 2:30 o'clock P. M.

Mr. Speaker in chair.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date introduce the following bills:

By Provinse, Fairgrieve and Spencer: "An Act amending Section 2108, Chapter 21 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, relating to County High Schools.

By Johnson of Silver Bow: "An Act to amend Sections 7, 16, 17 and 18, of Chapter 122, of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana, relating to the manner in which electors may register and the method of giving notice to electors of times of registration, and of preparing Poll Books and lists of electors for posting."

By Dodds: "An Act amending Chapter 75 of the Session Laws of the Fifteenth Legislative Assembly, entitled: 'An Act to provide for the registration and identification of motor vehicles and operators thereof, and providing for the regulation of all vehicles operating upon the public highways of the State and providing penalties for the violation of the provisions of this Act, and providing for the disposition of all funds collected thereunder, and repealing the provisions of Chapters 71 and 73 of the Laws of the Thirteenth Legislative Assembly and Chapter 65, of the Laws of the Fourteenth Legislative Assembly."

By Brown of Lewis and Clark: A bill for an Act entitled: "An Act to amend Section 48, Chapter 146 Acts of the Eleventh Legislative Assembly of the State of Montana entitled 'An Act to provide for the creation, organization, government and extension of irrigation districts; to prescribe the rights, powers and duties thereof; to provide for the acquisition either by construction, purchase or otherwise, and for the maintenance and control thereby of works, water, property and rights for the irrigation of land, within and comprising each district, and to provide for the payment therefor and for the expense of such districts; and to extend and apply the provisions of this act to irrigation districts of the State heretofore organized or in process of organization under existing laws; and to repeal, with certain reservations, the provisions of Sections 2300 to 2402 both inclusive of Title X, Part III, of the Revised Codes of Montana of 1907.

THIRD READING OF HOUSE BILLS.

H. B. No. 41, by Silver, having been read three several times, title and story agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Bell, Bergeson, Black, Blomquist, Booran, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Fairgrieve, Faust, Geis, Gillette, Goodland, Green (Dawson), Green (Flathead), Gullidge, Haskell, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, King, Knudsgaard, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Orthey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Reeves, Rhoads, Rickard, Riggs, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spratt, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total—81.

Noes: None.

Absent and not voting: Allen, Beley, Bohling, Brooks, Carlson, Chatfield, Crumbaker, Daily, Dowlin (Rosebud), Dunbar, Felton, Goodman, Hanson, Haynes, Kemp, Lakin, Peden, Ray, Reid, Rixon, Scharnikow, Shoemaker (Lewis and Clark), Spencer, Stevens, Stoner, Warren, Wilcomb. Total—27.

H. B. No. 16, by Treloar, having been read three several times, title and story agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Bro (Mineral), Buel, Cady, Carlson, Charters, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrave, Farfelton, Geis, Gillette, Goodland, Green (Dawson), Green (Flathead), Hask, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Lakin, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelan, Province, Reeves, Reid, Rickard, Riggs, Roberts, Rodgers, Rouleau, Sales, San, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Sickler, Silver, Skulas, Smith, Snell, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Word. Mr. Speaker. Total—86.

Noes: None.

Absent and not voting: Allen, Beley, Brooks, Cavanaugh, Cooney, Cruikshank, Dowlin (Rosebud), Goodman, Gullidge, Hanson, Johnson (Silver Bow), King, Larson, Peden, Ray, Rhoads, Rixon, Spencer, Stevens, Wade, Warr, Williams. Total—22.

On motion of Skulason, duly seconded and carried, the House resolved itself into a Committee of the Whole for the consideration of General Orders, Senate Bill No. 77 to be read by title and section number only and open to amendment.

GENERAL ORDERS.

Rodgers in Chair.

House resumed.

Mr. Speaker in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration S. B. No. 77, respectfully report as follows:

That S. B. No. 77 be concurred in as amended.

RODGERS, Chairman.

Report adopted.

On motion, the House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following Bills were introduced, read first and second times and referred to committees as follows:

Substitute for H. B. No. 13, introduced by Committee on Fish and Game. A Bill for an Act entitled: "An Act relating to the protection and propagation of fish and game; creating a State Fish and Game Commission and defining powers, duties and compensation; providing for the appointment of a State Fish and Game Warden and Deputies, and defining their powers, duties and compensation; regulating the operation and building of fish hatcheries; and the appointment of officials and employees therefor; creating a Fish and Game Fund and governing the use; regulating the establishment of Fish and Game District Preserves and Refuges; providing penalties for the violation of this Act and repealing all Acts and parts of Acts in conflict herewith." Referred to Printing Committee.

The following bill was introduced by Dodds, read first and second time and referred to Committee as follows:

H. B. No. 135, introduced by Dodds: A bill for an Act entitled: "An Act relating to the holding of District Court at places other than County Seat." Referred to Judiciary Committee.

The following bills were introduced by Dillavou, on behalf of the Committee on State Boards and Officers, without previous notice by unanimous consent of the House, read first and second times and referred to Committees as follows:

H. B. No. 136: A Bill for an Act entitled: "An Act to empower the Child Welfare Division of the State Board of Health to inspect maternity hospitals, child-placing institutions, and homes and institutions in the business of caring for children."

orphans and dependent children, and to enforce the laws of the State pertaining to children." Referred to Committee on State Boards and Officers.

H. B. No. 139: A Bill for an Act entitled: "An Act to coordinate the activities of the State of Montana in the interest of the health and welfare of children under the supervision of the State Board of Health, and to that end to amend Sections 1661, 1664, 1665, 1666 and 1667 of the Revised Codes of Montana, and to repeal Chapter 36 Laws of Montana Eleventh Session 1909, and to amend Chapter 127, Laws of Montana, Twelfth Session 1911, and to repeal Chapter 92 of the Laws of Montana of the Thirteenth Session of 1913, and provide that actions pending under such Laws as are hereby repealed shall not be affected." Referred to Committee on State Boards and Officers.

The following bills were introduced by Geis without previous notice by unanimous consent of the House, read first and second times, and referred to committees as follows:

H. B. No. 137: A Bill for an Act entitled: "An Act providing for the filing of sworn statements by any person, firm, association, or corporation abandoning any right to operate any well or wells in the State of Montana, drilled, bored, cased, or possessed for the purpose of exploring for or producing oil or gas, and to provide for the location of such well or wells and the manner in which plugged; providing for the punishment for violation of the provisions of this Act and for the execution of false affidavits hereunder." Referred to Committee on Petroleum, Oil and Gas Affairs.

H. B. No. 40, introduced by O'Hara in behalf of the Judiciary Committee, without previous notice, by unanimous consent of the House, was read first and second times and referred to the Committee as follows: A Bill for an Act entitled: "An Act relating to the attachment and levy of execution upon personal property covered by the lien of conditional sales notes, contracts or instruments." Referred to Committee on Judiciary.

H. B. No. 138, a Bill for an Act entitled: "An Act prohibiting the unnecessary wasting of natural gas into the atmosphere; providing for the capping or otherwise closing of wells from which natural gas flows; and providing penalties for violating the provisions of this Act." Referred to Committee on Petroleum and Gas Affairs.

REPORTS OF STANDING COMMITTEES.

The Judiciary Committee reported as follows:

Speaker:

We, your Committee on Judiciary, having had under consideration, Substitute for H. B. No. 21, entitled: "An Act relating to a Mother's Pension and for the care of dependent children in their own home by their mother, the father of such children being dead or an inmate of some Montana Institution, or who is physically or mentally incapacitated and who has failed to provide for said children for a period of one year or more and whose mother is financially unable to support such children, and providing for the creation of Mothers' Pension Funds in several counties of the State of Montana; and providing procedure for obtaining such relief; providing a penalty for the violation thereof and repealing Chapter 86 of the Session Laws of the Fourteenth Legislative Assembly of Montana, Chapter 83 of the Session Laws of the Fifteenth Legislative Assembly of Montana and Chapter 198 of the Session Laws of the Sixteenth Legislative Assembly of Montana and all laws in conflict herewith," respectfully report as follows:

That substitute bill be amended by adding in line 27, page 2 after the word "and" the words "shall designate the Bureau of Child and Animal Protection of the State of Montana, the County Probation Officer, or some other responsible resident of the county wherein the mother resides, to make a thorough investigation of all the facts of the case and the court." After the words "the county" in line 1, page 3, add "or such other responsible resident of the county appointed by the court to make an investigation of the facts of the case," and after the words "the county" in line 5 of page 3, add "or such other responsible resident of the county appointed by the court to make an investigation of the facts of the case," and when so amended the bill do pass.

Report adopted.

O'HARA, Chairman.

The Committee on Public Health and Sanitary Affairs reported as follows:
Mr. Speaker:

We, your Committee on Public Health and Sanitary Affairs having had under consideration H. B. No. 101, introduced by Chatfield (by request), an Act to regulate the practice of Chiropody (Podiatry) in the State of Montana; to provide for the establishment of a State Board of Chiropody (Podiatry) Examiners; to define the duties and powers of said board; to provide for the examining and registering of Chiropodists (Podiatrists), in the state, and to provide penalties for the violation of this Act," respectfully report as follows: That H. B. No. 101 do pass.

Report adopted.

RHOADS, Chairman.

The Committee on Revenue and Taxation reported as follows:

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration Substitute for H. B. No. 50, being an Act entitled: "An Act regulating the custody of the moneys and securities of the State, designating the State Treasurer and Treasurer of every state board, commission, bureau, department, and state institution, and providing for the deposit of all state money, securities and evidences of indebtedness with the State Treasurer twice monthly, and providing the method and manner of keeping state funds and of paying out same and providing for revolving funds at State Institutions," respectfully reports as follows: That Substitute for H. B. No. 50 do pass.

COONEY, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration S. B. No. 131, introduced by Larson, being an Act entitled: "An Act to amend Section 1 of Chapter 11 of Chapter 172 of the Laws of the 15th Legislative Assembly of the State of Montana, relative to the raising of revenue for the construction, maintenance and improvement of public highways," respectfully report as follows: That S. B. No. 131 be not concurred in.

COONEY, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration, S. B. No. 132, introduced by Larson, being an Act entitled: "An Act relative to the raising of revenue for emergency purposes in the maintenance of public highways in the State of Montana," respectfully report as follows: That S. B. 132 be not concurred in.

COONEY, Chairman.

Report adopted.

The Committee on Fish and Game reported as follows:

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration H. B. No. 46, introduced by Cady, a bill for an Act entitled: "An Act to create the Wolf Creek Game Preserve, designate its boundaries and to provide for the making of such boundaries, and the protection and propagation of certain game within such preserve," respectfully report as follows: That H. B. No. 46 be amended as follows:

By striking out all of Sections 3, 4, 5 and 6, and re-number Section 7 as Section 3, and the bill as so amended, do pass.

BROOKS, Chairman.

Report adopted.

Skulason moved that House adjourn until 1:00 o'clock P. M. Monday.

As a substitute motion of Bergeson, duly seconded and carried, the House adjourned until 10:00 o'clock A. M. Saturday, January 29, 1921.

FRED L. GIBSON, Speaker.

Attest: R. H. WIEDMAN, Chief Clerk.

TWENTY-SEVENTH DAY

House of Representatives, Helena, Montana, January 29, 1921.

House met at 10:00 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called and all present except Austin, Beley, Cady, Dowlin (Rosebud), Adman, Hunter, McQuarrie, Peden, Sickler, Warren, Wilcomb and Williams.

The following were excused until Monday: Scofield, Wade, Silver, Worboorn, O'Hara, King.

Quorum present.

The Journal Committee reported as follows:

Speaker:

We, your Committee on the Journal, have this day examined the Journal the twenty-sixth Legislative day, and have found same to be correct.

JOHNSON, of Silver Bow, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communication was received from the Governor:

January 28, 1921.

Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following measures:

H. J. M. 1—Relative to the regulation of the packing industry.

H. J. M. 2—Memorial to Congress relative to an import duty on flax.

JOSEPH M. DIXON, Governor.

The following communications were received and read:

Speaker:

Helena, Montana, January 28, 1921.

Would you kindly inform the members of the House that on the evening of January 31, 1921, there will be a Boxing Show at the Marlow Theatre, given under the auspices of the American Legion. The main event is to be for the featherweight championship of Montana and is to be for fifteen rounds. There will also be an eight round semi-windup with men of championship caliber, and a four-round preliminaries. This is to be the first exhibition under the new law which was voted on and passed at the election held on November 3, 1920.

One-half of the net profits are to go to the Disabled Veterans' fund.

CLARENCE L. BOSSLER.

Junior Vice Commander, American Legion,
Lewis and Clark Post No. 2.

Butte, Montana, January 24, 1921.

the Hon. Speaker, and Members of the Seventeenth Legislative Assembly
Helena, Montana.

Regarding:

At a regular meeting of carpenters' union of Butte held on the 20th inst., members entered into a general discussion of House Bill No. 49, known as the Warren anti-picketing bill, and we are of the opinion that such legislation will not accomplish what it is intended to do, but on the other hand will have a tendency to more than ever widen the breach between the employer and the employee, and the enactment of such a law would be the last vestige of human rights, and I was directed to advise you that we are unalterably opposed to the bill, and respectfully petition your Honorable Body to defeat the measure.

Respectfully,

CARPENTERS' UNION NO. 112.

By J. M. Hally, Recording Secretary.

On motion of Johnson of Deer Lodge, duly seconded and carried, the above communication was referred to the Committee on Corporations, other than Municipal.

The following communications were received from the Senate and on motion of Johnson of Deer Lodge, duly seconded and carried were considered as read length.

Mr. Speaker:

Helena, Montana, January 28, 1921.

I am directed by the Senate to inform your Honorable Body that S. B. No. 125, by Griffin, was read third time and passed, title agreed to and the same herewith transmitted to the House for its concurrence.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 28, 1921.

I am directed by the Senate to inform your Honorable Body that H. B. No. 29, by Scharnikow, An Act prohibiting persons, corporations, or associations from erecting, placing or maintaining any advertising sign, or other sign, except usual danger signs erected by Railroad Companies within a distance of 100 feet on either side from any railroad crossing outside of the limit of incorporated cities, or towns, etc., was this day reported on the Roads and Highways Committee, recommending that said Bill be not concurred in, which report was adopted, and the Bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 28, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully report as follows:

H. B. No. 60, and recommend that same be concurred in.

H. B. No. 39, and recommend that same be concurred in.

S. B. No. 103 and recommend that same be amended as follows: Amend Section 2, Line 31, by inserting after the word "trust" the word "syndicate."

Amend Section 3, Line 6, by striking out all of subdivision "A" after the word "therefor," and by inserting in line 15, Section 3, after the words "United States," the following, "and bonds of this state of any County, School, District, City, Town, or other political subdivision thereof."

Amend Section 5, Line 19, by inserting after the word "trust" the word "syndicate". Amend Section 6 by inserting between lines 15 and 16 another subdivision to be known as sub-division "D" to read as follows: "And such other information as the investment Commissioner may deem necessary."

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 28, 1921.

I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills were received and read:

By Donlan: "An Act to provide for the form, preparation and determination of budgets for the expenditure of County Funds."

By Kirton: "An Act permitting the State of Montana to be made a party in actions effecting the title to real or personal property in which the State of Montana has, or claims to have, an interest by virtue of moneys loaned under the provisions of Chapter twenty-one, Laws of the 15th Legislative Assembly Extraordinary Session, and providing the method of service of process."

Committee on Fairs and Expositions, "An Act to amend Section 1 of Chapter 55 of the Session Laws of the Fourteenth Legislative Session of the State of Montana, relating to wagers."

LOWE, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 28, 1921.

I am directed by the Senate to inform your Honorable Body that it was moved by Senator Lewis, duly seconded and carried, that S. B. No. 1

re-referred to the Committee on Elections and Privileges, for the purpose of rectifying an error in the report on said Bill.

It was moved by Senator Booth, duly seconded and carried that S. B. No. 145 be recalled from the Printing Committee and re-referred to the Judiciary Committee.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker: Helena, Montana, January 28, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session House Joint Memorial No. 2 and House Joint Memorial No. 3.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker: Helena, Montana, January 28, 1921.

I am directed by the Senate to inform your Honorable Body that the Senate this day concurred in House Amendments to S. B. No. 98.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker: Helena, Montana, January 28, 1921.

I am directed by the Senate to inform your Honorable Body that the Special Committee appointed to investigate State Institutions submitted a report which was adopted and referred to the Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker: Helena, Montana, January 28, 1921.

I am directed by the Senate to inform your Honorable Body that the standing Committees made the following reports:

Committee on Engrossed Bills reported S. B. No. 125 back correctly engrossed.

Committee on New Counties and Divisions reported S. B. No. 117, recommended that same do not pass and offered as a substitute therefor Substitute for S. B. No. 117 and recommended that same do pass.

Committee on Roads and Highways reported H. B. No. 29, by Scharnikow, and recommended that same be not concurred in.

Committee on Elections and Privileges reported S. B. No. 35, by Lewis, and recommended that same be amended by striking out Section 5, and renumbering the following Sections to conform thereto, and as so amended, the Bill do pass.

Committee on Elections and Privileges, reported S. B. No. 136, by Lewis, and recommended that said Bill do pass.

Committee on Printing reported Substitute for S. B. No. 99, and S. B. No. 27, returned from the printer correctly printed.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker: Helena, Montana, January 28, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times, and referred to the committee designated:

S. B. No. 150, by Long, An Act to amend Section 8 of Chapter 146, of Session Laws of 1909, being an Act for the creation, organization of irrigation districts and relating to the compensation for Commissioners. Referred to Committee on Irrigation and Water Rights.

S. B. No. 151, by Greenup, An Act to provide for the publication of assessment reports of all taxpayers; to fix the time and method of collecting taxes and interest on deferred payment of taxes; of selling property for the nonpayment of taxes, repealing Sections 2513, 2616, 2622, 2624, 2629 and 2638 of the Revised Codes of 1907, of the State of Montana, and repealing all of the laws in conflict herewith. Referred to Committee on Judiciary.

S. B. No. 152, by Hazelbaker, An Act to provide for the disorganization of Counties, the abandonment of County Seats, the adjustment of the rights and obligations, the discontinuance of the offices, the disposition of the property, the reversion of the territory and the complete winding up of the affairs of such disorganized counties. Referred to Committee on Counties and Towns.

S. B. No. 153, by Junod, An Act regulating the business of auditing and abstracting Life Insurance Policies and Annuities; providing for a license for the conduct of such business and prescribing penalties for the violation of this Act. Referred to Committee on Insurance.

S. B. No. 154, by McCone, An Act to authorize and direct the State Board of Education to establish in connection with the Montana Agricultural Experimental Station an Agricultural Experimental Sub-Station in Eastern Montana and making an appropriation therefor. Referred to Committee on Education.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 28, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Heren, duly seconded and carried, the Senate adjourned at 11:15 A. M., to meet Monday, January 31, 1921, at 1:30 o'clock P. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date introduce bills as follows:

By Johnson of Silver Bow: A Bill for an Act entitled: "An Act to abolish the office of State Engineer and to transmit the duties of said office to other State Offices."

By Dillavou: A Bill for an Act entitled: "An Act to provide for the submission to the qualified voters of the State of Montana, of an amendment to Sections 2, 3, 4, 5, and 6, of Article VI of the Constitution of the State of Montana, relating to apportionment and representation; providing that the maximum number of members of the Senate of the State of Montana shall be thirty-five (35), and the maximum number of members of the House of Representatives of the State of Montana shall be seventy (70); providing the method of creating Senatorial and Representative Districts."

By Rhoads: A Bill for an Act entitled: "An Act to prevent procreation by idiots, feeble-minded and insane persons."

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following Bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 141, introduced by Brown of Lewis and Clark: A Bill for an Act entitled: "An Act to amend Section forty-eight, Chapter one hundred and forty-six, Acts of Eleventh Legislative Assembly of the State of Montana entitled 'An Act to provide for the creation, organization government and extension of irrigation districts; to prescribe the rights, powers and duties thereof; to provide for the acquisition—either by construction, purchase or otherwise—and for the maintenance and control thereby of works, water, property and rights for the irrigation of lands within and comprising such districts, and to provide for the payment therefor and for the expense of such districts; and to extend and apply the provisions of this Act to irrigation districts of the State heretofore organized or in process of organization under existing laws; and to repeal with certain reservation, the provisions of Section 2309 to 2402 both inclusive of Title X, Part III, of the Revised Codes of Montana of 1907." Referred to Committee on Irrigation and Water Rights.

H. B. No. 142, introduced by Rouleau: A Bill for an Act entitled: "An Act to amend Section 9 of Chapter 190 of the Session Laws of the Sixteenth

legislative Assembly of the State of Montana, relating to athletic commissions." Referred to Committee on Judiciary.

H. B. No. 143, introduced by Geis and Roberts: A Bill for an Act entitled: "An Act providing for the disposition and use of moneys derived from bonuses, Royalties, and Rentals paid into the Treasury of the United States on account of permits or leases granted by the United States as provided by the act of Congress of February 25, 1920 (Public No. 146), and paid by the Secretary of the Treasury of the United States to the State of Montana." Referred to Committee on Petroleum, Oil and Gas.

H. B. No. 144, introduced by Rixon: A Bill for an Act entitled: "An Act providing for the semi-annual payment of taxes; amending Section 2616, 2622, 2623, 2629, 2657, and 2684 of the Revised Codes of 1907, of the State of Montana, relating to the publication of notice of delinquency, the time when taxes became due and the penalty for non-payment; the publication of the delinquent tax list, and the seizure and sale of personal property for taxes." Referred to Committee on Judiciary.

H. B. No. 145, introduced by Chatfield: A Bill for an Act entitled: "An Act amending Section 20, Chapter 173 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917." Referred to Committee on Fish and Game.

H. B. No. 146, introduced by Provinse, Fairgrieve, and Spencer: A Bill for an Act entitled: "An Act amending Section 2108, Chapter 21, of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, relating to County High Schools." Referred to Committee on Education.

H. B. No. 147, introduced by Stevens: A Bill for an Act entitled: "An Act to amend Section 8416 of the Revised Codes of Montana, 1907, as amended by Chapter 86 of the Session Laws of the Fifteenth Legislative Assembly, entitled: 'An Act amending Section 8416 of the Revised Codes of Montana of 1907, prohibiting gambling games and providing a penalty for the violation thereof.'" Referred to Committee on Judiciary.

S. B. No. 125, introduced by Griffin: A Bill for an Act entitled: "An Act to amend Chapter 33 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, entitled: 'An Act to amend Section 2651 of the Revised Codes of Montana of 1907, relating to notice of application for tax deeds.'" Referred to Committee on Judiciary.

MOTIONS AND RESOLUTIONS.

Troy moved to reconsider the action taken on the report of Committee on Revenue and Taxation, referring to Senate Bill No. 131.

As a substitute, Johnson of Deer Lodge, moved that the motion by Troy be laid on the table and the same was seconded and carried by the following vote:

Ayes: Allen, Anderson, Arnold, Black, Blomquist, Brasier, Brockway, Brooks, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Geis, Gillette, Goodland, Green (Flathead), Hanson, Haskell, Hathaway, Hills, Johnson (Deer Lodge) Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Penewell, Phelps, Provinse, Ray, Rickard, Rixon, Rodgers, Rouleau, Scharnikow, Skulason, Smith, Snell, Stevens, Treloar, Wallace, Mr. Speaker. Total—52.

Noes: Bergeson, Berglin, Brown (Lewis & Clark), Brown (Mineral), Carlson, Chatfield, Conser, Fairgrieve, Felton, Green (Dawson), Gullidge, Haynes, Jones, Ogden, Parsons, Perrine, Reid, Rhoads, Riggs, Sandy, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Spratt, Stoner, Swift, Troy. Total 26.

Absent and not voting: Austin, Beley, Bell, Bohling, Boorman, Buell, Cady, Kavanaugh, Charters, Dowlin (Rosebud), Goodman, Hunter, Johnson (Fergus), Sickler, Silver, Spencer, Wade, Warren, Wilcomb, Williams, Worden, King, McQuarrie, Northey, O'Hara, Peden, Reeves, Roberts, Sales, Scofield. Total 30.

On motion the House reverted to Order of Business No. 4.

STANDING COMMITTEES.

The Committee on Enrollment reported as follows:

Mr. Speaker:

We, your Committee on Enrollment, beg leave to report as follows:

That H. J. M. No. 2, and H. J. M. No. 1, have been correctly enrolled; delivered to the office of the Governor for signature.

Report adopted.

BLACK, Chairman.

The Judiciary Committee submitted the following reports:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. 82, entitled: "An Act to establish a Legislative Reference Bureau in connect with the Law Department of the State Library of Montana and repealing Chapter 65 of the Acts of the Eleventh Legislative Assembly of Montana of 1900 respectfully report as follows:

That S. B. No. 82 be amended by striking out Section 1 and inserting lieu thereof a new section to read as follows:

Section 1. That there shall be established and conducted in connect with the Law Department of the State Library a Legislation Reference Bureau. The object of said bureau, in charge of the Librarian of said State Library, shall be to gather and make available such information as shall aid the members of the Legislature in the discharge of their duties and to collect information as to what legislation has been enacted upon important subjects in other states, legal data as to the constitutionality and interpretation of laws.

And when so amended the bill be concurred in.

RODGERS, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 48, entitled: "An Act to provide a lien for repairs on personal property and providing a method for establishment and collecting the same," respectfully report as follows: That H. B. No. 48 do not pass.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 94 entitled: "An Act creating the University maintenance fund; prescribing what moneys shall be paid into said fund; and directing the segregation of proceeds of the one and one-half mill tax levy provided for by Initiative Measure No. 18," respectfully report as follows: That H. B. No. 94 do pass.

RODGERS, Vice-Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, Substitute for Senate Bill No. 84, entitled: "An Act relating to the giving of notice to the State Board of Land Commissioners of certain bond sales and providing penalties for the violation of this Act," respectfully report as follows: That Substitute for Senate Bill No. 84 be concurred in.

RODGERS, Vice Chairman.

The above report of the Judiciary Committee were adopted:

The Committee on Agriculture reported as follows:

Mr. Speaker:

The Committee on Agriculture has had under consideration the petition of certain grain growers of Carbon County relative to the price paid by flour mills for wheat and the price charged by the mills for the manufactured product. The basis of the complaint is to the effect that the mills pay for wheat a price based on the Minneapolis price less freight, and place on flour a price based on Minneapolis price plus freight. The petitioners ask for legislation to prevent this practice.

Your Committee does not understand that there is complaint as to the price paid for wheat which is to be manufactured into flour for shipment out of the State. It is manifest that the mills must pay for such wheat the Minneapolis price less freight and handling charges. The only contention must therefore be over the price paid for wheat to be manufactured into flour and feed for consumption within the State.

The petitioners assume that there now exists no present check on the market of the State. The mill toll bill, passed by the Sixteenth Legislative Assembly clothes the Montana Trade Commission with power to fix the basis of custom grinding exchange and toll, and maximum marketing charges allowed both

ur and feed. In as much as the privileges of this law apply to all owners of ain, whether the original raisers or purchasers, your committee feel that the nation is covered so far as present legislation is concerned.

The Trade Commission has adopted a schedule of rates for custom grinding, change and toll, and commercial marketing based on the cost of milling.

We suggest that the petitioners secure from the Montana Trade Commission copy of Report and Order No. 267 in which the rules of the commission are lly set forth. The enforcement of these rules and schedules rests with the mmission and failure of any mill to abide by the rules of the commission should reported to that commission.

CONSER, Chairman.

On motion of Conser, duly seconded and carried, the above report was adopted, and 500 copies of the report were ordered to be printed and placed on the desks the members.

The Committee on Agriculture also submitted the following report:

r. Speaker:

We, your Committee on Agriculture, having had under consideration H. B. o. 78, by Troy, Skulason, Riggs, Rodgers, Dowlin of Rosebud, entitled: "An ct to provide for the creation, organization and operation of Agricultural Cor- orations, or co-operative Agricultural districts, to promote the improvement of e production, processing, storing, warehousing and marketing of any or all ricultural or farm products; to define their purposes and powers as to creation, eration, existence, financing, including bonding, consolidation or joint operation, id dissolution," respectfully report as follows:

That H. B. No. 78 do pass as amended by the Judiciary Committee.

CONSER, Chairman.

Report adopted.

The Printing Committee submitted the following report:

r. Speaker:

We, your Committee on Printing, to whom was referred H. B. No. 55, beg ave to report that the same has this day been returned from the printer cor- ctly printed.

BLOMQUIST, Chairman.

Report adopted.

On motion, the House reverted to Order of Business No. 2.

NOTICE OF BILLS.

The author gives notice that he will on tomorrow or some subsequent date, introduce the following bill:

By Kenyon: A Bill for an Act entitled: "An Act providing a method of ascertaining the net proceeds derived from oil and gas wells; requiring quarterly reports of operators of oil and gas wells of the gross products thereof and of the cost of operating such wells and producing such products; requiring quarterly reports of transportation companies, pipe line and common carriers, transporting uch products, and prescribing the powers and duties of the State Treasurer, ounty Treasurer and the County Assessor in regard thereto, and providing enalties for the violation of the provisions of such Act."

THIRD READING OF BILLS.

S. B. No. 77, by Booth, having been read three several times, title and istory agreed to, was concurred in by the following vote:

Ayes: Allen, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Brasier, Brockway, Brooks, Brown (Mineral), Brown (Lewis and Clark), Carlson, Cava- angh, Charters, Chatfield, Conser, Cooney, Crumbaker, Daily, Dillavou, Dodds, owlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Geis, Gillette, Good- ind, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, aynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), ones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Parsons, Perrine, Phelps, Province, Reeves, Reid,

Rhoads, Rickard, Riggs, Rodgers, Rouleau, Sandy, Scharnikow, Shoemaker (Lewi and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Mr. Speaker. Total, 76.

Noes: None.

Absent and not voting: Anderson, Austin, Beley, Bohling, Boorman, Buel Cady, Covell, Dowlin (Rosebud), Dunn, Felton, Goodman, Hunter, King, Lakin, McQuarrie, O'Hara, Peden, Penewell, Ray, Rixon, Roberts, Sales, Scofield, Sickles, Silver, Spencer, Wade, Warren, Wilcomb, Williams, Worden. Total, 32.

On motion the House reverted to Order of Business No. 4,

STANDING COMMITTEES.

The following report was received from the Committee on Fish and Game: Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration H. B. No. 9, introduced by Chatfield: A Bill for an Act entitled: "An Act relating to Fish and Game and Game Birds, governing and regulating the issuance of hunting, fishing and trapping licenses, creating a Fish and Game Fund and governing its use, regulating the manner of taking fish and game animals, regulating closed seasons therefor, providing penalties for the violation of this Act and repealing Sections 1 to 7, inclusive, 30 to 35 inclusive, 28, 39, and 40 of Chapter 17 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917, and all Acts and parts of Acts in conflict herewith," respectfully report as follows:

That H. B. No. 9 do not pass, and that Substitute H. B. No. 9, introduced by the Committee on Fish and Game be recommended for passage.

BROOKS, Chairman.

Report adopted.

On motion, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Skulason in the chair.

House resumed.

Mr Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration H. B. Nos. 25, 90, 103, 76 and 63 respectfully report as follows:

That H. B. No. 25 do pass as amended.

That H. B. No. 90 do pass.

That H. B. No. 103 do pass.

That H. B. No. 76 be re-referred to Judiciary Committee.

That H. B. No. 63 do pass as amended.

SKULASON, Chairman.

Report adopted.

An invitation was extended to the members of the House of Representatives to visit the Montana Vocational School.

On motion, the House reverted to Order of Business No. 4,

REPORTS OF STANDING COMMITTEES.

The Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing, to whom was referred H. B. No. 84, Substitute for H. B. No. 8, H. B. Nos. 77, 87, 106, 107, 88, 61 and 91, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

On motion, of Dillavou, duly seconded and carried, the House adjourned until 1:30 P. M. Monday.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

TWENTY-NINTH DAY

Helena, Montana, January 31, 1921.

House met at 1:30 o'clock P. M., pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by the Chaplain.

Roll called and all present except Johnson (Fergus), and McQuarrie, Scharikow and King excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, have this day examined the Journal for the twenty-seventh Legislative day, and have found same to be correct.

Report adopted.

JOHNSON, of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communication was received from the Butte Women's Council, read and upon motion of Johnson of Deer Lodge, duly seconded and carried, referred to the Committee on Public Charities, Morals and Reforms:

Butte, Montana, January 29, 1921.

to the Montana House of Representatives, Helena, Montana.

Gentlemen: The Butte Women's Council favors the passage of Senate Bill No. 119, introduced by Senator McCone. The only serious objection to this bill is to the clause debarring children of alien parentage from receiving aid. These children are our future citizens and should be educated and given every opportunity to become good Americans rather than to grow up ignorant and become a liability to the State.

We are very much opposed to the Cavanaugh bill, and the substitute for that bill introduced in the House, and earnestly request that neither of these bills becomes a law. The demonstrations made about the expense of carrying out the provisions of this law are, we believe, used as a smoke screen to cover up the crookedness and graft carried on in our County government, and we insist that if economies are to be made, we do not begin by cutting down the already small allowance given to the widows and orphans.

Trusting that our legislators will concede the right and privilege of the mothers of the State to determine what the provisions of this law should be, we are,

Respectfully yours,

THE BUTTE WOMEN'S COUNCIL.

By Emily T. Wilcome, President.

NOTICES OF BILLS.

Authors give notice that they will, on tomorrow or some subsequent date, introduce bills as follows:

By Johnson of Silver Bow: A Bill for an Act entitled: "An Act to amend Part III, Title VIII, Chapter V, and Part III, Title VIII, Chapter V of the Political Code of the State of Montana of 1907, as amended by Chapter 128 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, and Chapter 118 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the Carey Land Act Board and the Reclamation of State Arid Lands."

By MacDonald of Flathead: A Bill for an Act entitled: "An Act requiring Railway and Railroad Companies to reimburse employees for property losses sustained by moving terminals or division points."

By Charters: A Bill for an Act entitled: "An Act to create the County of Cruse, designate its boundaries, and provide for its organization and government, and to change the boundaries of Fergus County to conform thereto."

By Gillette: A Joint Memorial, memorializing Congress of the United States, the Secretary of the Interior of the United States and the Secretary of the International Joint Commission and relating to the interpretation of the

Treaty between the United States and Great Britain, proclaimed May 1: 1910, and adjudicating the division of waters of St. Mary's River and Milk River, said interpretation being inequitable and not contemplated nor the intent of either contracting party at the time of Treaty Negotiations. Urging necessity of a Hearing at some early date before the said International Joint Commission at some point in the Milk River Valley, at which Hearing opportunity may be had to secure an equitable interpretation of the said Treaty of May 13, 1910.

By Wallace: A Bill for an Act entitled: "An Act to amend Section 1 of the Revised Codes of Montana of 1907, relating to the practice of Oculopathy."

By Green of Flathead: A Bill for an Act entitled: "An Act appropriating money to pay the claim of the Kalispell Armory Association, a Montana Corporation, for an indebtedness incurred by Montana National Guardsmen for rent of Armory building."

By Johnson of Silver Bow: A Bill for an Act entitled: "An Act to Amend Chapter III of Article 1 of the Revised Codes of Montana of 1907, relating to the State Libraries, by adding an additional section thereto to be numbered Section 1230 A and to provide for the permanent location of the Historical Library at the State University at Missoula under certain conditions."

By Fairgrieve: A Bill for an Act entitled: "An Act to amend Sections 15, 16, 19, 20, 21, 22 and 30 of Chapter 120 of the Session Laws of 1911, amended by the Sixteenth Legislative Assembly relating to the examining board for the purpose of examining applicants for coal mine inspector; coal mine foreman; and coal mine examiner, and repealing all Acts and parts of Acts in conflict herewith."

REPORTS OF SELECT COMMITTEES.

The following report was received from the Committee to investigate Fort Assinniboine, and was referred to the Committee on State Institutions, and Public Buildings and Grounds.

Mr. Speaker:

January 31, 1921.

We, your Committee delegated by the House and Senate to investigate Fort Assinniboine, beg leave to report as follows:

Fort Assinniboine was built in 1870 by the Government of the United States as one of the frontier posts to hold the Indians in restraint. The Buildings were added to from time to time as the number of troops was increased and the discoveries in sanitation and hygiene were put in use. The sewer system, water systems and buildings, for hospital, gymnasium and social recreation were all installed later.

Elaborate heating plants were installed and the whole place brought absolutely up to date between the period of the closing of the Spanish-American War and the abandonment of the Post as a station for troops.

When it was definitely decided to abandon Fort Assinniboine by the War Department some of the far-seeing and progressive men of Havre and Northern Montana, led by the Hon. C. F. Morris, realizing the large sums which had been recently been spent, the substantial manner in which all the buildings had been constructed and feeling that the salvage value of this property would be very insignificant, undertook to have this property transferred over to the State of Montana, together with some two thousand acres of land, for the purpose of establishing a manual Training and Agricultural School to serve the vast empire of northern Montana.

This far-sighted and forward looking policy on the part of these Havre citizens is greatly to be commended, for it has resulted in securing for the State of Montana this splendid property having a present value of over a million dollars.

Fort Assinniboine is situated upon the south side of Beaver Creek on a broad level bench. The railroad station of Assinniboine is about one mile from the Fort and would be the point from which passengers and freight would arrive or depart in connection with the Fort in case the buildings were ever again brought into use by the State.

The location of these buildings might be considered bleak by some people who have been accustomed to living in large cities or huddled in among the mountain valleys of our state, but to the inhabitants of the great plains and plateau regions east of the Rocky Mountains, the view and location is good. The view to the east to the pine clad Bear Paws relieves the monotony of the landscape and offers an opportunity for the enjoyment of mountain scenery within easy reaching distance if such change is desired.

Your Committee is of the opinion that about eighteen or twenty of the best buildings could be used for a branch of our State Insane Hospital with a great saving to the State. These buildings, if built today, would cost to construct nearly a million dollars, while the expense of repairing same would be less than sixty thousand dollars. This would give ample room for five hundred patients, besides the attendants, and if crowded together as closely as they are at Warm Springs at the present time, would house a thousand patients. In the remaining twenty-five or thirty buildings there are several that could be repaired and used to good advantage if necessary to enlarge the institution.

We find that there is sufficient water for domestic use and to irrigate and beautify the grounds, and possible to irrigate twenty or thirty acres of garden. It is possible, however, that more could be irrigated, but as all of the normal flow of Beaver Creek is appropriated by the farmers who have a large ditch diverting same from this stream, it would be necessary to find storage or flood waters, which is an engineering feat that we did not look into.

We are also of the opinion that if a branch of the Insane Hospital is located at this point it would in no way interfere with the dry land experiment farm now located at this place as there would be sufficient buildings, and at least fifteen hundred acres of good dry farm land that could be used for this experiment.

The buildings are ample, the site suitable, the expense of putting such of the buildings, as would be required at the present time in suitable condition or occupancy, is small. The present condition of the finances of the state and the normal increase in unfortunates which is to be expected as our population grows, would indicate that the state will be required to appropriate hundreds of thousands of dollars within the next four years to care for these people.

With property belonging to the State at Fort Assiniboine worth one and a half or two million dollars, it is the recommendation of your committee that this property be used and these vast sums saved to the taxpayers of the state in the years to come.

We also submit herewith report of Mr. James MacCalman, builder and architect, who made an inspection of the buildings and grounds, and whose estimate his committee believes to be fair and reasonable.

Respectfully submitted,

LARSON,
TROY.

January 25, 1921.

REPORT MADE BY THE DIRECTION OF THE SEVENTEENTH LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA.

Regarding certain buildings at Fort Assiniboine, Hill County, located about eight miles from the city of Havre, for the purpose of using such buildings for the care of a part of the insane wards of the State:

A two day's examination of this large concern does not justify us in giving detailed figures that cover every item connected with housing about 600 people and comprises about 150,000 square feet of flooring. Sufficient accuracy has, however, been attained to justify us in submitting to you the following statements, and that a nucleus of an institution for the Insane can be formed at the Fort that will be entirely satisfactory.

There are about fifty (50) buildings in all, that are good, comprising the Fort. All have been built between the years 1879 and 1911, local brick having been used in their construction. They were all built in a substantial and thorough manner—consequently they are in a fairly good condition, except some of the roofs where the shingles have decayed. As they have been va-

cant now for over eleven years, with no caretaker to look after the proper consideration of the movable articles, especially plumbing, heating and water fixtures, have been taken away, removed or broken.

The Federal Government spent about \$2,000,000.00 on the Fort. The Fort is built in a rectangular form, covering about 30 acres inside the square. The whole is built in the unit form of separate buildings. All have been heated by steam, each having its own plant. It is impossible to give an accurate figure on the cost of putting the steam heating plant into working order, but I think the figures I submit for your consideration will be ample to make the heat satisfactory for the number of patients that Dr. Scanland thinks ought to be taken care of, namely: 500 inmates and ten per cent (10%) increase for five years at least.

There is practically no water available for irrigation or domestic purposes except what is pumped from the ground. There are about 50 driven wells, from part of which water has been pumped by a centrally located plant, into a steel tank placed about 60 feet high above ground, having a capacity of about 60,000 gallons of water. The condition of this piping system is difficult to determine, as the pump has been removed, but the gravity system can be repaired and used as formerly at a figure that will not be prohibitive. Plastering, painting and shingling will cost the most in all the buildings, with a system of wire fencing around the property that is to be used.

We are advised by Dr. Scanland that the rectangular form of location of buildings makes this system very desirable for institutional purposes. Four large dormitories of 200 feet length each, and two stories high, having 15,000 square feet of floor in each of the four units, face the south side of the square. Twelve buildings of eight rooms each, having been used for officers' quarters, face the north. Commissary, recreation and administrative buildings face the east, with chapel and large hospital facing the west. All of these buildings that a necessary can be made very satisfactory for the purpose intended, at a low cost. About Sixty Thousand Dollars (\$60,000.00) will cover all the expenditures necessary for the care of 500 or 600 patients, with the necessary medical staff and nurses, with a ten per cent. increase for the next five years.

The place can be lighted by wires from a Power Company, which wires are about a mile away.

I have compiled figures showing the expenditures necessary for each building required, about eighteen (18) in all which leaves over thirty (30) buildings still available.

Dr. Scanland could have a number of patients taken over there and the place all cleaned, which would reduce the above cost considerably.

Respectfully Submitted,

(Signed). JAMES Mac CALMAN.

Builder.

On motion of Johnson of Deer Lodge, duly seconded and carried, it was ordered that when the above report came back from the Committee on State Institutions, Public Buildings and Grounds, it was to be referred to the Committee on Appropriations.

REPORTS OF STANDING COMMITTEES.

The Engrossment Committee submitted the following reports:

Mr. Speaker: We, your Committee on Engrossment, to whom was referred H. B. No. 103, introduced by Sales, beg leave to report same back as correctly engrossed.

GEO. H. BELL, Member of Committee.

Mr. Speaker: We, your Committee on Engrossment, to whom was referred H. B. No. 25, by Rodgers, (History), beg leave to report same back correctly engrossed.

GEO. H. BELL, Member of Committee.

Mr. Speaker: We, your Committee on Engrossment, to whom was referred H. B. No. 90, introduced by Committee on Appropriations, beg leave to report same back as correctly engrossed.

GEO. H. BELL, Member of Committee.

Mr. Speaker: We your Committee on Engrossment, to whom was referred B. No. 63, introduced by Dodds, beg leave to report same back as correctly crossed.

GEO. H. BELL, Member of Committee.

Reports adopted

The Committee on Enrollment reported as follows:

Mr. Speaker: We, your Committee on Enrollment, beg leave to report that B. No. 26, has been correctly enrolled and has been delivered to the Governor signature.

JOHNSON, of Silver Bow, Vice Chairman.

The Judiciary Committee submitted the following reports:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 140, entitled: "An Act relating to the attachment and levy execution upon personal property covered by the lien of conditional sales, leases, contracts or instruments," respectfully report as follows:

That H. B. No. 140 do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. 142 entitled: "An Act to amend Section 9 of Chapter 190 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to athletic commissions," respectfully report as follows:

That H. B. No. 142 be referred to Committee on Military Affairs.

Report adopted.

O'HARA, Chairman.

Pursuant to above report H. B. No. 142 was referred to Committee on Military Affairs.

The Committee on Federal Relations reported as follows:

Mr. Speaker: Your Committee on Federal Relations to whom was referred House Memorial No. 5, have had the same under consideration and report the same back with our findings and recommendations following:

FINDINGS.

1. That the Sixteenth Legislative Assembly of the State of Montana, at the Extraordinary Session under date of August 6th, 1919 passed and approved Senate Joint Memorial No. 1, which contains the subject matter expressed in this Memorial,

2. That Second Session of the Sixty-Sixth Congress granted the prayer set out in said Petition by extending the time upon all payments due for one year and until December 11, 1920.

3. That unless relief be granted to the settlers referred to in this Memorial, the Congress of the United States, great detriment and damage will come to said settlers:

THEREFORE, we recommend that this Memorial do pass.

Report adopted.

HASKELL, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS. AND SECOND READING OF SAME.

The following Bills were introduced, read first and second times, and referred to Committees as follows:

Cooney was granted permission to introduce a Bill in behalf of the Committee on Revenue and Taxation, without previous notice, and by unanimous consent of the House.

H. B. No. 148, by Hanson: A Bill for an Act entitled: "An Act to provide for the transfer to New Counties of the Records, Maps, Plats, and Charts relating to land classification of old Counties whose Territory may be included in new Counties, which records apply exclusively to territory included in such new Counties, and making same the legal records of such New Counties." Referred to Judiciary Committee.

H. B. No. 149, by Johnson of Silver Bow. A Bill for an Act entitled: "An Act to amend Sections 7, 16, 17 and 18 of Chapter 122 of the Session Laws of

the 14th Legislative Assembly of the State of Montana relating to the manner in which electors may register and the method of giving notice to electors times of registration and of preparing poll books and lists of electors for polling." Referred to Judiciary Committee.

H. B. No. 150, by Felton: A Bill for an Act entitled: "An Act providing for the Creation and Establishment of a State Board of Engineering Examining, Granting Certain Powers to and Prescribing the Duties of said Board; Providing for the Examination and Registration of Land Surveyors and Professional Engineers, Regulating the Practice of Engineering in the State of Montana, and Providing Penalties for the Violation of this Act." Referred to Judiciary Committee.

H. B. No. 151, by Black: A Bill for an Act entitled: "An Act to authorize Irrigation Districts, to issue Refunding Warrants and provide for Special Tax or Assessment on Lands in the District." Referred to Committee on Water Rights and Irrigation.

H. B. No. 152, by Silver: A Bill for an Act entitled: "An Act authorizing Fraternal Benefit Societies in the State of Montana to provide for Payment of Death or Annuity Benefits on the Lives of Children; limiting the total benefit payable; providing the manner and basis of issuing benefit Certificates; providing the manner of keeping the Benefit Contributions hereunder, and requiring an annual financial Statement from any Society availing itself of the Provisions hereof." Referred to Committee on Insurance.

H. B. No. 153, by Kenyon: A Bill for an Act entitled: "An Act providing a method of ascertaining the net proceeds derived from oil and gas wells and the assessment of such net proceeds; prescribing the duties and powers of the State Treasurer, County Treasurer, and the County Assessor therein, and prescribing penalties for the violation of any provisions of said act." Referred to Committee on Revenue and Taxation.

The following H. B. was introduced by the Committee on Revenue and Taxation, without previous notice by unanimous consent of the House, read first and second times and referred to Committee as follows:

H. B. No. 154, by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act to establish a tax on direct and collateral inheritances, bequests and devises; to provide for its assessment and collection and direct the disposition of the proceeds thereof; and repealing, subject to certain reservations, sections 7724, to 7751, both inclusive of the Revised Codes of 1907." Referred to Committee on Revenue and Taxation.

NOTICES AND RESOLUTIONS.

Blomquist moved that the Sergeant-at-Arms be instructed to mail one copy of each printed bill to the County Clerk and Recorder of each County to be held in their respective offices for public inspection; and that newspapers of the State be also placed on the mailing list to receive not more than one printed copy of each bill at the request of the members; and that no other names be permitted on the official mailing list, provided, however, that individual members of the House and Senate may receive not more than two copies of any bill they may have requests for upon application to Sergeant-at-Arms and further, that Printing Committee be authorized to increase number of copies to be printed from 500 to 600. Duly seconded and carried.

THIRD READING OF HOUSE BILLS.

H. B. No. 25, by Rodgers, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Beley, Bell, Bergeson, Black, Blomquist, Boling, Boorman, Braiser, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Felton, Geis, Gillette, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, O'Hara, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Rel

rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total, 89.

Noes: None.

Absent and not voting: Anderson, Berglin, Brockway, Covell, Fairgrieve, Goodland, Goodman, Green (Dawson), Haskell, Hunter, Johnson (Fergus), Jones, King, McQuarrie, Ogden, Parsons, Scharnikow, Stevens, Warren. Total, 19.

H. B. No. 103, by Sales, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Felton, Geis, Gillette, Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Johnson (Deer Lodge), Kemp, Kenyon, King, Knudsvig, Lakin, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Sickler, Silver, Smith, Snell, Spencer, Spratt, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total, 85.

Noes: Brown (Mineral), Carlson, Hathaway, Stoner. Total, 4.

Absent and not voting: Berglin, Brockway, Dunn, Goodland, Goodman, Green (Dawson), Haskell, Hunter, Johnson (Fergus), Jones, Larson, McQuarrie, Ray, Rouleau, Scharnikow, Shoemaker (Yellowstone), Skulason, Stevens, Warren. Total, 19.

H. B. No. 90, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Geis, Gillette, Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total, 90.

Noes: None.

Absent and not voting: Berglin, Brockway, Conser, Felton, Goodland, Goodman, Green (Dawson), Hunter, Johnson (Fergus), Jones, King, Lakin, Larson, McQuarrie, Scharnikow, Shoemaker (Yellowstone), Stevens, Warren. Total, 18.

H. B. No. 63, by Dodds, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Chatfield, Carlson, Cavanaugh, Conser, Conney, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hills, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total, 88.

Noes: Haskell, Hathaway. Total, 2.

Absent and not voting: Berglin, Brockway, Charters, Dowlin (Yellowstone),

Green (Dawson), Gullidge, Haynes, Hunter, Johnson (Fergus), King, Lakin, McQuarrie, Ray, Scharnikow, Shoemaker (Yellowstone), Stevens, Stoner, Warren Total. 18.

On motion, the House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The Committee on Revenue and Taxation reported as follows:

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 154, being a bill for an Act entitled: "An Act to establish a tax on direct and collateral inheritances, bequests and devises to provide for its assessment and collection; and directing the disposition of the proceeds thereof; and repealing, subject to certain reservations, Sections 7724 to 7751, both inclusive of the revised codes of 1907," recommend that H. B. No. 154 be printed and re-referred to the Committee on Revenue and Taxation.

Respectfully submitted.

COONEY.

Report adopted.

On motion of Blomquist, duly seconded and carried, the vote by which his motion in reference to printing and mailing of bills was passed, and the matter was referred to the Committee on Rules, Joint Rules, and Order of Business.

On motion, the House resolved itself into a Committee of the Whole for the consideration of General Orders; H. B. No. 45 to be read by title and section number only and open to amendment.

GENERAL ORDERS.

Dowlin in the Chair, of Yellowstone.

House resumed.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration H. B. Nos. 96, 70, 45 and Senate Bills Nos. 82, 84, respectfully report as follows:

That Senate Bill No. 82 be concurred in as amended.

That Senate Bill No. 84 be concurred in.

That the enacting clause be stricken from H. B. No. 96.

That H. B. No. 70 be referred to Committee on Appropriations.

That H. B. No. 45 do pass as amended.

Report adopted.

W. E. DOWLIN, Chairman.

The following invitation was extended to the members of the House:

"The members of your Honorable Body are invited as the guests of the Lewis and Clark Rod and Gun Club to attend the Game banquet at the Eddy Rose Room at 5:00 o'clock sharp, Wednesday evening.

As it is necessary that we know how many will attend in order to perfect arrangements, respectfully request each member to notify Chatfield before Tuesday night.

COMMITTEE ON ARRANGEMENTS."

Dillavou gave notice that he would move that the third reading of H. B. No. 45 be suspended.

On motion, the House adjourned until 11:00 o'clock A. M., Tuesday, February 1st.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

THIRTIETH DAY

Helena, Montana, February 1st, 1921.

House met at 11:00 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by the Chaplain.

Roll called and all present except excused: Brooks and Cady.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, have this day examined the Journal for the twenty-ninth Legislative day, and have found same to be correct.

JOHNSON, of Silver Bow, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following telegram was received from the Anaconda W. C. T. U.

Anaconda, Montana, January 31, 1921.

House of Representatives, Helena, Montana.

Endorse MacDonald Law Enforcement Bill.

(Signed). ANACONDA W. C. T. U.

The two following communications were received from the Anaconda Brotherhood of Railroad Trainmen and the Fort Keogh Lodge No. 811 of Brotherhood of Railroad Trainmen, and upon motion of Johnson of Deer Lodge duly read and carried, were referred to the Committee on Railroads and Transportation.

Anaconda, Montana, January 31, 1921.

Honorable T. P. Stewart, State Senator, Honorable Gus. B. English, Representative, Honorable Ed. C. Johnson, Representative, Honorable R. J. Dunn, Representative, Montana State Legislature, Helena, Montana.

Gentlemen:

The following Resolution was unanimously adopted at a regular meeting of Anaconda Lodge No. 614, Brotherhood of Railway Trainmen, held in Carpenter's Hall on the 28th day of January, 1921.

WHEREAS, the Honorable Mr. Smith of Flathead County, has introduced the House of Representatives, a Bill providing for the safe and sane operation of trains on steam and electric railroads, in the State of Montana, which known as the one-half mile train length, and

WHEREAS, this Bill has been recommended by such conservative organizations as the Brotherhood of Locomotive Engineers, and Order of Railway Conductors, Brotherhood of Railway Trainmen, and the Brotherhood of Locomotive Firemen, and Engineers, at their joint conference held in Helena, January 4th, therefore be it

RESOLVED, that we, the members of Anaconda Lodge No. 614, of the Brotherhood of Railway Trainmen, do respectfully request our Honorable Representatives in the Senate and House to use their best efforts toward insuring the passage of House Bill No. 4. And be it further

RESOLVED, that a copy of these Resolutions be forwarded to our Honorable Representatives at Helena, to the Speaker of the House, to the President of the Senate, to the Montana Federation of Labor, and that a copy be read on the minutes of this Meeting.

J. H. BECKMAN, President.

R. N. WELSH, Secretary.

Miles City, January 24, 1921.

Honorable R. P. Heren, State Senator, Honorable T. A. Penewell, Representative, Honorable R. L. Anderson, Representative, Honorable W. P. Lakin, Representative, House of Representatives, Helena, Montana.

Gentlemen:

The following resolution was unanimously adopted at a regular meeting of Fort Keogh Lodge No. 811, Brotherhood of Railroad Trainmen, held in Wibaux Hall on Sunday, January the 23rd, 1921:

WHEREAS, the Honorable Mr. Smith has introduced in the House of Representatives, a Bill for the safe and sane operation of trains, on steam and electric railroads, in the State of Montana, and which is known as the one-mile train length Bill, and is H. B. No. 44, and

WHEREAS, the Bill is recognized as a safety measure for the protection of life and limb, of the men engaged in the hazardous occupation of train operation, as well as the public, and

WHEREAS, this bill has been recommended by such conservative organizations, as the Brotherhood of Locomotive Engineers, the Order of Railway Conductors, the Brotherhood of Railroad Trainmen, and the Brotherhood of Locomotive Firemen and Engineers, at their joint meeting held in Helena, Mo., Jan. 1st, to 4th inclusive, therefore be it

RESOLVED, that we the members of Ft. Keogh Lodge No. 811 of the Brotherhood of Railroad Trainmen, respectfully request our Honorable Representatives in the Senate and House, to use their best endeavors in behalf of the passage of H. B. No. 44 and be it further

RESOLVED, that a copy of these resolutions be forwarded to the Honorable Representatives at Helena, Montana, the Speaker of the House, the President of the Senate, the Montana Federation of Labor, and that a copy be spread upon our minutes of this meeting.

G. W. BEANS, President.
M. D. WHITNEY, Secretary.

The following communications were received from the Senate and upon motion of Johnson of Deer Lodge, duly seconded and carried, were considered as read at length:

Mr. Speaker: Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that Senate Bills Nos. 60 and 39, were read third time and concurred in, title agreed to and same are herewith returned to House.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 5, by McKay, relating to Explosives, was read and adopted and is herewith transmitted to the House for its concurrence.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 103, by Dearborn, was read third time and passed; title agreed to, and is herewith transmitted to the House for its concurrence.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 4, by Siegfriedt, relating to the Chamberlain-McArthur before Congress regarding additional sums of money for extending Federal aid in the construction of post roads and for other purposes, was read and adopted, title agreed to and same is herewith transmitted to the House for its concurrence.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times and referred to Committee designated:

Senate Bill No. 155, by Donlan: "An Act to provide for the form, p

ation and determination of Budgets for the expenditure of County funds." referred to Committee on Judiciary.

Senate Bill No. 156, by Committee on Fairs and Expositions: "An Act to amend Section 1 of Chapter 55, of the Session Laws of the Fourteenth Legislative Session of the State of Montana, relating to wagers." Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that the following Notices of Bills were presented and read:

By Donlan: An Act relating to the liability of Fire Insurance Companies on policies of Insurance and providing for valued policies of Fire Insurance.

By Donlan: An Act providing for the appointment of a State Forester and fixing his salary and amending Section 9 of Chapter 147, Laws of the Eleventh Legislative Assembly of the State of Montana, the same being an Act relating to the management and control of State lands.

By Pauline: An Act providing for the sale of timber and timber lands*and repealing Sections 53, 54, 55, 56, 57, of Chapter 147 Laws of the Eleventh Legislative Assembly as amended by Sections 4, 5, 6, 7, 8 of Chapter 118, Laws of the Twelfth Legislative Assembly.

By Clark: An Act prohibiting the moving of livestock from the State of Montana without the payment of taxes and providing a method for the collecting of the same and prescribing a penalty for the violation of this Act.

By Long: An Act creating the State Cement Commission, prescribing and fixing its powers and duties and providing for the payment of expenses incurred by said Commission.

By Hazelbaker: An Act to amend Section 4 of the Act initiated and passed by the people entitled: 'A Bill to propose by initiative petition a law to provide for party nomination by direct vote' passed by the people of Montana at a general election November, 1912.

By Griffin: "An Act amending Section 3 of Chapter 153 of the Montana Session Laws of 1917 providing for the extermination of gophers and prescribing the manner in which the expense of the extermination of the same shall be paid.

By Church: An Act creating a Firemen's pension and disability fund and imposing duties of administration upon the Industrial Accident Board and the State Treasurer and repealing Sections 3334 to 3341 inclusive of the Revised Codes and acts amendatory thereof.

By Haaland: An Act to amend Section 7165 of the Revised Codes of Montana 1907, relating to fee counsel on foreclosure of mortgages.

By Page: An Act providing for the appointment of a Chancellor of the University of Montana and fixing his salary.

By Burlingame: An Act to repeal Chapter 96 of the Laws of the Eleventh Legislative Assembly of the State of Montana and to punish the making or use of false statements to obtain credit.

By Burlingame: An Act to amend Section 6131 of the Revised Codes of 1907, and Section 6132, of said Codes as amended by Chapter 128 of the Laws of the Eleventh Legislative Assembly of 1915, relating to the sales of goods, wares and merchandise in bulk.

By Burlingame: An Act amending Section 7299 of the Revised Codes of Montana of 1907, relating to the time of commencement of action for the foreclosure of Mechanic and Materialman's Liens.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that Standing Committees reported as follows:

Committee on Finance and Claims reported House Bill No. 52, by Dowlin: "An Act appropriating money to pay the Salary of Charles A. Taylor, Judge of

the Thirteenth Judicial District from September 1st, 1920, to December 1, 1920." and recommend that the same be concurred in.

Committee on Engrossed Bills reported Senate Bill No. 103, correctly grossed.

Committee on Enrolled Bills reported Senate Bills Nos. 88, 33, 74, 60, 91, 62, 71, 54, 55, 30, 94, 92, 16, 70, 27, 17, 38, 58, 105, and 98 correctly enrolled.

Committee on Printing reported Senate Bills Nos. 120, 115, 128, 129, 136, 137, 138, 144, Sub, 116, S. J. Mem. 2, correctly printed.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee to investigate Fort Assinniboine submitted their report and upon motion of Senator Larson same was adopted and referred to Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that a message from the Governor advising the Senate that he had approved the following Senate measures was read:

S. B. No. 1, 15, 18, 26, 28, 29, 31, 32, 34, 36, 37, 39, 40, 43, 44, 46, 48, 49, 52, 57, 59, 61, 63, 64, 75, 76, 83, 89, 90, S. J. R. 1.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second times and referred to Committees designated:

House Bill No. 40, by Goodland: "An Act to repeal Chapter 168 of the Tenth Legislative Assembly of Montana, being an Act entitled: 'An Act to provide for the appointment of a State Board of voting machine commissioners defining their duties, powers and expenses thereof and providing rules and regulations for the use of voting machines in all Counties, Cities, Towns and Districts of the State of Montana.'" Referred to Committee on Elections and Privileges.

House Bill No. 41, by Silver: "An Act authorizing the creation of special improvement districts for lighting streets in cities and towns, and to assess not less than one-fourth and not more than three-fourths of the cost thereof against the property abutting thereon, and remainder of such costs against the city or town at large by adding one new section thereto to be known as Section 114-A." Referred to Committee on Counties and Towns.

House Bill No. 16, by Treloar: "An Act requiring the erection of fire escapes on certain buildings, prescribing rules and regulations governing same, empowering the State Fire Marshal to enforce the act and to prescribe specifications for the construction of Fire escapes; prescribing the procedure to compel the erection of fire escapes and defining fire escapes, providing for the reimbursement out of rent or leased money of any occupant or lessee required to erect fire escapes under the provisions of this Act; authorizing action for the enforcement of this Act, and providing penalties for its violation and to repeal all acts in conflict herewith." Referred to Committee on Counties and Towns.

House Bill No. 81, by Committee on Revenue and Taxation: "An Act to amend Section 2594 of the Revised Codes of Montana 1907, relating to the date of state and county fiscal year." Referred to Committee on Judiciary.

House Joint Resolution No. 2, by Warren, relating to Manganese Industry. Referred to Committee on Federal Relations.

House Bill No. 22, by Cavanaugh: "An Act to provide for the submission

the qualified electors of the State of Montana of an amendment to Article I of the Constitution of the State of Montana, by adding thereto a Section be known as Section 7; authorizing the Legislative Assembly by the general special law to consolidate city and county governments; to define the form of government of the consolidated city and county and the functions, authority and manner of office of its officers." Referred to Committee on Constitutional Amendments.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Speaker: Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that the Senate has concurred in House amendments to Senate Bills Nos. 102 and 77.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Speaker: Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that a Resolution by Pauline, authorizing the Chair to appoint a Committee of Three to interview Mrs. Granville Stuart relative to certain records, documents and manuscripts compiled by the Hon. Granville Stuart relative to the history of the earlier settlers of the State of Montana was adopted and the President appointed on said Committee, Senators Edwards, Pauline and Gallwey.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Speaker: Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred business on general file respectfully reported as follows:

S. B. No. 127. Recommend that the Secretary be authorized to strike out the word "comply" in Section 8 and insert in lieu thereof the word "apply" and that the bill do pass.

Sub. for S. B. 99. Recommend that same be made a special order of Business Wednesday and placed on General File.

The above report was adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Speaker: Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session the following Bills:

Senate Bills Nos. 88, 33, 74, 60, 53, 91, 62, 71, 54, 55, 30, 94, 92, 16, 70, 27, 38, 58, 105, 98.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Speaker: Helena, Montana, January 31, 1921.

I am directed by the Senate to inform your Honorable Body that the Senate adjourned at 1:50 o'clock P. M. to meet Tuesday, February 1, 1921, at 11:00 o'clock A. M.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

NOTICES OF BILLS.

Authors give notice that they will on tomorrow or some subsequent date introduce bills as follows:

By Hathaway: A Bill for an Act entitled: "An Act to amend the Constitution of the State of Montana so that provision shall be made for the recall of all elective officers in State and County offices with the exception of Judges of Courts of record.

REPORTS OF SELECT COMMITTEES.

Mr. Speaker: We, your Conference Committee on Senate Bill No. 21, introduced by Booth:

A Bill for an Act entitled: "An Act amending Section 2024 of the Revised Codes of Montana of 1907, relating to the measurement of hay in the stack."

Respectfully report as follows: That the House amendment be adopted and concurred in.

We further recommend that the word sixty (60) in line eleven of Section 1 be stricken out and that the word thirty (30) be inserted in lieu thereof.

SKULASON.

SICKLER.

S. S. LARSON.

REPORTS OF STANDING COMMITTEES.

The Engrossing Committee reported as follows:

Mr. Speaker: We, your Committee on Engrossment, to whom was referred H. B. No. 45, introduced by Faust, beg leave to report same back as corrected and engrossed.

Report adopted.

AUSTIN, Chairman.

The Judiciary Committee reported as follows:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 8, entitled: "An Act amending Section 312 of the Revised Codes of Montana of 1907 relating to the distribution of the reports of the Supreme Court," respectfully report as follows:

That S. B. No. 8 be amended as follows:

In line 5 of Section 1, after the word "state" strike out the words "not less than" and beginning in the same line strike out the words "and such an additional number of copies as may be directed from time to time by the state furnishing board", and when so amended the bill be concurred in.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 35, entitled: "An Act amending Section 3897 of the Revised Codes of Montana of 1907, relating to the procedure for selling, leasing, mortgaging, exchanging, or disposing of the property of corporations and repealing Section 3901, 4409, 4410, 4411, and 4412 of the Revised Codes of Montana of 1907, and all Acts and parts of Acts in conflict herewith," respectfully report as follows:

That S. B. No. 35 be amended as follows:

Insert in line 28, page 4, after the word "may" the words "By a vote of the holders of two-thirds of the issued and outstanding stock of record on the books of the corporation." And when so amended the bill be concurred in.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 47, entitled: "An Act amending Section 6673 of the Revised Codes of Montana of 1907, relating to third party claims of attached property," respectfully report as follows:

That S. B. No. 47 be not concurred in.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 111, entitled: "An Act to provide for the designation of a person to act in the capacity of District Judges throughout the State of Montana to act in the capacity of Commissioners of the Supreme Court, to relieve the Court from the overburdened condition of its Calendar and to provide requisite additional Clerical assistance and prescribing the duties of District Judges," respectfully report as follows:

That S. B. No. 111 be not concurred in.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 148, entitled: "An Act to provide for the transfer to the counties of the records, maps, plats, and charts relating to Land Classification,"

old counties whose territory may be included in new counties, which records apply exclusively to territory included in such new counties and making same legal records of such new counties," respectfully report as follows:

That H. B. No. 148 do pass.

O'HARA, Chairman.

The above reports were adopted.

The Printing Committee reported as follows:

Mr. Speaker: We, your Committee on Printing to whom was referred H. Nos. 124, 118, 68, 122, 69, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Printing to whom was referred H. Nos. 113, 123, 92, and House Sub. Senate No. 42, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 155, by Rhoads: A Bill for an Act entitled: "An Act to prevent creation by idiots, feeble-minded and insane persons." Referred to Committee on Public Health and Sanitary Affairs.

H. B. No. 156, by Spencer. A Bill for an Act entitled: "An Act permitting acquisition and transfer of real property by aliens eligible to citizenship, to the extent as citizens except as otherwise provided by law; permitting other persons, and companies, associations and corporations in which they hold majority interest, to acquire and transfer real property only as prescribed by treaty, but prohibiting appointment thereof as guardians of estates of miners consisting wholly or partially of real property or shares in such corporations; providing escheats in certain cases; requiring reports of property holding to facilitate enforcement of the act; prescribing penalties for violation hereof." Referred to Judiciary Committee.

H. B. No. 157, by Johnson of Silver Bow: A Bill for an Act entitled: "An Act to impose upon the State Irrigation Engineer employed by the Montana Irrigation Commission the duties heretofore devolving upon the State Engineer and to repeal Sections 2243, 2245, 2246, and 2247 of the Political Code of the State of Montana of 1907, and to repeal Chapter 43 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana; Chapter 128 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana and Chapter 118 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana relating to the State Engineer." Referred to Judiciary Committee.

H. B. No. 158, by MacDonald, of Flathead: A Bill for an Act entitled: "An Act requiring Railway and Railroad Companies to reimburse employees for property losses sustained by moving terminals or division points." Referred to Committee on Railroads and Transportation.

H. B. No. 159, by Wallace. A Bill for an Act entitled: "An Act to amend Section 1599 of the Revised Codes of the State of Montana of 1907, relating to practice of Osteopathy." Referred to Judiciary Committee.

H. B. No. 160, by Green, of Flathead. A Bill for an Act entitled: "An Act appropriating money to pay the claim of the Kalispell Armory Association, Montana corporation, for an indebtedness incurred by Montana National Guards for rent of Armory buildings." Referred to Committee on Appropriations.

The following bill was introduced by Cooney in behalf of the Committee on Revenue and Taxation without previous notice by unanimous consent of the Senate, read first and second times and referred to the Committee as follows:

H. B. No. 161, by Committee on Revenue and Taxation: A Bill for an Act entitled: "An Act providing for the assessment, levying, collecting and paying of tax on incomes." Referred to the Committee on Revenue and Taxation.

H. J. Resolution No. 6, by Committee on Revenue and Taxation. A Resolution requesting and directing the Secretary of State to withhold issuance of automobile registrations and the issuance of numbered plates for the year 1921 until the date of March 10, 1921, unless an earlier date be set by the Legislative Assembly defining a definite policy in relation thereto.

Referred to the Committee on Revenue and Taxation.

The following Senate Joint Resolutions were introduced, read first and second times and referred to Committees as follows:

S. J. R. No. 4, by Siegfriedt. A Joint Resolution requesting the Senate and Representatives of the State of Montana in the Congress of the United States to lend their support to the passage of the Bill now pending before Congress known as the Chamberlain-McArthur Bill, relating to the appropriation of additional sums of money for extending Federal Aid in the construction of Post Roads and for other purposes. Referred to Committee on Federal Relations.

S. J. R. No. 5, by McKay. A Senate Joint Resolution relating to the exorbitant prices charged for powder, fuse and blasting caps. Referred to Committee on Mines and Mining.

Speaker Pro Tem in the Chair.

THIRD READING OF SENATE BILLS.

S. B. No. 82, by Booth, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Down (Yellowstone), Dunbar, Dunn, English, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Province, Reeves, Reid, Rhoads, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Seofield, Shoemaker (Lewis and Clark), Sickler, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Worden. Mr. Speaker. Total, 91.

Noes: None.

Absent and not voting: Brooks, Brown (Lewis and Clark), Brown (Mineral), Cavanaugh, Dowlin (Rosebud), Fairgrieve, Faust, Haskell, Johnson (Fergus), Jones, Phelps, Ray, Rickard, Roberts, Shoemaker (Yellowstone), Silver, Skulason. Total, 17.

Sub, for S. B. No. 84, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Mineral), Buell, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Province, Ray, Reeves, Reid, Rhoads, Riggs, Roberts, Rodgers, Rodin, Sales, Sandy, Scharnikow, Seofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Worden. Total, 92.

Noes: None.

Absent and not voting: Brooks, Brown (Lewis and Clark), Cady, Cavanaugh, Johnson (Fergus), Jones, King, Larson, McDonald (Silver Bow), Rickard, Rixon, Rouleau, Silver, Skulason, Stevens, Mr. Speaker. Total, 16.

THIRD READING OF HOUSE BILLS.

Pursuant to notice given yesterday and on motion of Dillavou, duly seconded and carried, the third reading of House Bill No. 45 was suspended.

H. B. No. 45, by Faust, title and history having been agreed to, was passed the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomst, Bohling, Boorman, Brasier, Brockway, Brown (Mineral), Buell, Carlson, Carters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rose-ly), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, s, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, nson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), John- (Silver Bow), Kemp, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), Donald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, ewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Roberts, leau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Shoe-ker (Lewis and Clark), Sickler, Silver, Smith, Snell, Spencer, Spratt, Stoner, ift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Worden. Total,

Noes: None.

Absent and not voting: Austin, Brooks, Brown (Lewis and Clark), Cady, anangh, Crumbaker, Johnson (Fergus), Jones, Kenyon, Rickard, Rixon, gers, Skulason, Stevens, Mr. Speaker. Total, 15.

On motion, the House reverted to Order of Business No. 4,

REPORTS OF STANDING COMMITTEES.

The Committee on Education reported as follows:

Speaker:

We, your Committee on Education, having had under consideration, H. B. 127, by Scharnikow, entitled: "An Act requiring the consolidation of the es of Superintendent of City Schools and the Principal of County High ools in all Cities and Towns having fewer than nine hundred children enrolled ith the City and High Schools, and providing for the management and control uch schools and regulating the employment of teachers therein," respectfully rt as follows: That H. B. No. 127 do pass.

GULLIDGE, Chairman.

Report adopted.

Speaker:

We, your Committee on Education, having had under consideration H. B. 128, by Scharnikow, entitled: "An Act to amend Section 801 of Chapter 76 he Session Laws of the 13th Regular Session of the Legislative Assembly re State of Montana, relating to the tenure of office of teachers," respectfully rt as follows: That H. B. No. 128 do not pass.

GULLIDGE, Chairman.

Report adopted.

Speaker:

We, your Committee on Education, having had under consideration H. B. 146, by Provinse, Fairgrieve, and Spencer, entitled: "An Act amending ion 2108, Chapter I, of the Laws of the 13th Legislative Assembly of ana of 1913, relating to County High Schools", respectfully report as follows: H. B. No. 146 do not pass.

GULLIDGE, Chairman.

Report adopted.

Speaker:

We, your Committee on Education, having had under consideration H. B. No. y Skulason, entitled: "An Act amending Section 401 of Chapter 76 of the of the 13th Legislative Assembly of the State of Montana, relating to fication of School Districts," respectfully report as follows: That H. B. 140 do not pass.

GULLIDGE, Chairman.

Report adopted.

The Committee on Irrigation and Water Rights reported as follows:

Mr. Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 141, introduced by Brown, A Bill for an Act entitled "An Act to amend Section 48, Chapter 146, Acts of 11th Legislative Assembly of the State of Montana, entitled: 'An Act to provide for the creation, organization, government and extension of irrigation districts; to prescribe the powers and duties thereof; to provide for the acquisition—either by construction, purchase or otherwise—and for the maintenance and control thereby of water, property, and rights for the irrigation, of lands within and comprising such districts, and to provide for the payment therefor and for the expense of said districts; and to extend and apply the provisions of this Act to irrigation districts of the State heretofore organized or in process of organization under existing laws; and to repeal with certain reservations, the provisions of Sections 2309, 2102, both inclusive of Title X, Part III, of the Revised Codes of Montana, 1907," respectfully report as follows: That H. B. No. 141 do pass.

FAUST, Chairman.

Report adopted.

The Committee on Education reported as follows:

Mr. Speaker:

We, your Committee on Education, having had under consideration H. B. No. 109, by Gullidge, entitled: "An Act to amend Sections 1800, 1802, 1803, 1804 and 1812, of Chapter 76 of the Session Laws of the 13th Legislative Assembly, said Section 1803 having been amended by Chapter 94 of the Session Laws of the 15th Legislative Assembly, relating to adoption of Textbooks," respectfully report as follows: That H. B. No. 109 do pass with the following amendment:

Amend Section 1, line 16, by striking out the words "of seven members" and inserting in lieu thereof the words "State Superintendent of Public Instruction and six other members".

Amend Section 5, line 20, by striking out the words "trustees of the district" and inserting in lieu thereof the words "by the county commissioners upon recommendation of the trustees of the district."

GULLIDGE, Chairman.

Report adopted.

The Committee on Revenue and Taxation reported as follows:

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 161, introduced by the Committee on Revenue and Taxation, entitled: "An Act providing for the assessment, levying, collecting and paying of a tax on income," respectfully report as follows: That House Bill No. 161 be printed and re-referred to the Committee on Revenue and Taxation.

COONEY, Chairman.

Report adopted.

The Committee on Irrigation and Water Rights reported as follows:

Mr. Speaker:

We, your Committee on Irrigation and Water Rights having had under consideration S. J. Memorial No. 1, respectfully report as follows. That S. J. Memorial No. 1 be concurred in.

FAUST, Chairman.

Report adopted.

The Committee on Revenue and Taxation reported as follows:

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. J. Res. No. 6, respectfully report as follows: That H. J. Res. No. 6 do pass.

COONEY, Chairman.

Report adopted.

On motion, the House recessed until 2:30 o'clock P. M.

AFTERNOON SESSION.

House resumed at 2:30 o'clock P. M.

Mr Speaker in the chair.

The Speaker gave notice and signed in open session the following Senate bills:

S. B. No. 88, by Booth.
 S. B. No. 33, by Booth.
 S. B. No. 74, by Booth.
 S. B. No. 60, by Booth.
 S. B. No. 53, by Booth.
 S. B. No. 91, by Booth.
 S. B. No. 62, by Booth.
 S. B. No. 71, by Booth.
 S. B. No. 54, by Booth.
 S. B. No. 55, by Booth.
 S. B. No. 30, by Booth.
 S. B. No. 94, by Booth.
 S. B. No. 92, by Booth.
 S. B. No. 16, by Booth.
 S. B. No. 70, by Booth.
 S. B. No. 27, by Booth.
 S. B. No. 38, by Booth.
 S. B. No. 58, by Booth.
 S. B. No. 105, by Slattey.
 S. B. No. 98, by Paul.
 S. B. No. 17, by Booth.

On motion the House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

On motion of Gullidge, duly seconded and carried, House Bill No. 81 was taken from General Orders, and made a special order of business for Wednesday, 11:30 o'clock.

On motion the House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The Committee on State Boards and Officers reported as follows:

Speaker:

We, your Committee on State Boards and Officers, having had under consideration H. B. No. 136, introduced by Committee on State Boards and Officers. Bill for an Act entitled: "An Act to empower the child welfare division of the State Board of Health to inspect maternity hospitals, child-placing institutions, orphan homes and institutions in the business of caring for orphans and dependent children, and to enforce the laws of the State pertaining to children", respectfully report as follows:

That H. B. No. 136 be amended by adding Section 3 to read as follows: "Nothing in this Act shall be construed or applied so as to interfere in any way with the exercise of the child's or parent's religious belief as to examination for, or in the treatment of, diseases; provided that quarantine regulations relating to contagious or infectious diseases are not infringed upon." That Section 3 be numbered as Section 4 and as so amended the Bill be passed.

DILLAVOU, Chairman.

Report adopted.

The Committee on House Employees reported as follows:

Speaker:

We, your Committee on House Employees, respectfully request the members of the House to report to the Committee any complaint as to the inefficiency or inability of any House employee to perform the work for which such employee is employed, in order that the Committee may be advised thereof, and consider the complaint, and take proper action thereon, rather than to criticize the employee.

Also, the Committee request the Chairman to report the name of the Committee Clerk selected by his Committee, and also advise, as to what other committee, if any, such clerk has been assigned, in order that the provisions of Section 1 of Rule 9, be complied with, to have one clerk act for as many different committees as may be feasible.

The members of the House are also notified that Bertha Murray has been appointed as an assistant for the Chief Clerk to have charge of all stenographers and clerks, not specially assigned to any office or committee, and that request for a stenographer or clerk be made to her, and that she be required to assign to the member a stenographer or typewriter, when not otherwise employed, to do the typewriting or stenographic work required by such member.

JONES, Chairman.

Report adopted.

The Judiciary Committee reported as follows:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 64, entitled: "An Act to amend Section 7166 of the Revised Codes of 1907 relating to the awarding of Counsel Fees as costs on foreclosure of liens" respectfully report as follows:

That H. B. No. 64 be amended by adding in line 4 of Section 1 the words "Part III" immediately after the word "Title IV".

Insert in Section 1 after the words "the defendant", in line 9, the following words "Against whose property a lien is claimed".

And when so amended the Bill do pass.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 66, entitled: "An Act to repeal Title XI of Part II of the Code of Civil Procedure of the Revised Codes of Montana of 1907, including therein Sections 6986 to 7091 inclusive of the Revised Codes of 1907, and to repeal said Sections relating to Proceedings in Justices' Courts and to enact in the place of said repealed title and sections a title to be known as Title XI of Part II of the Code of Civil Procedure of the Revised Codes of Montana of 1907, relating to Proceedings in Justices' Courts, being a Code of Civil Procedure for Justices' Courts contained in said title, Chapters, Articles and Sections, the Section numbers of the title here enacted taking the place of the numbers of said repealed Sections", respectfully report as follows:

That H. B. No. 66 do pass.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 85, entitled: "An Act relating to the assessment for the purpose of taxation of bank stock and the payment of taxes thereon, providing for the furnishing of certain information to County Officials by bank officials and repealing Chapter 31 of the Laws of the Fourteenth Legislative Assembly of the State of Montana of 1915, and all Acts and parts of Acts in conflict herewith", respectfully report as follows:

That S. B. No. 85 be concurred in.

O'HARA, Chairman.

Report adopted.

The Committee on Livestock and Public Ranges reported as follows:

Mr. Speaker:

We, your Committee on Livestock and Public Ranges, having had under consideration H. B. No. 100, entitled: "An Act amending Section 4, of Chapter 99, of the Session Laws of the 16th Legislative Assembly of Montana, entitled 'An Act to amend Sections 4313, 4315, and 4317, of the Revised Codes of the State of Montana of 1907, relating to the Liability for Killing Stock", respectfully report as follows: That H. B. No. 100 do not pass, but that Substitute for H. B. No. 100 with the same title do pass.

FELTON, Chairman.

Report adopted.

The Committee on Affairs of Cities reported as follows:

r. Speaker:

We, your Committee on Affairs of Cities, having had under consideration B. No. 80, introduced by Stevens, a Bill for an Act entitled: "An Act to amend Section 38 of Chapter 143, of the Acts of the 15th Legislative Assembly, titled: 'An Act relating to intoxicating liquors prohibiting the soliciting and giving of orders therefor, the advertisement thereof; declaring certain places to be nuisances and providing for their abatement, regulating the transportation thereof, and providing for the search and seizure and destruction thereof, prescribing the powers and duties of certain officers, providing for the removal of certain officers for failure, neglect or procedure and the rules of evidence in actions and proceedings under the laws relating to intoxicating liquors and fixing the penalties for violations hereof,'" respectfully report as follows: That H. B. No. 80 do pass.

McDONALD, Chairman.

Report adopted.

r. Speaker:

We, your Committee on Affairs of Cities, having had under consideration B. No. 104, by Snell, a Bill for an Act entitled: "An Act regarding the appointment, organization, management, control and discipline of the police department of cities and towns and providing for the term of office and compensation of the members thereof and repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 12, 13, 14 of Chapter 136 of the Session Laws of the 10th regular session of the State of Montana, in the year 1907; the same being Sections 3304 to 3316 inclusive of Chapter three (3), of Article six (6) of the Revised Codes of the State of Montana, ask the request of the House for a ten days extension of time, during which a public hearing will be held on the bill.

McDONALD, Chairman.

Report adopted.

On motion, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Wallace in the chair.

House resumed.

Mr Speaker in the chair.

The Committee of the Whole reported as follows:

r. Speaker:

We, your Committee of the Whole, having had under consideration S. B. Nos. 8 and 35, and H. J. R. No. 6, and H. B. Nos. 84, 88, 107, 61, 91, 77, 106, and respectfully report as follows: That

S. B. No. 8 be concurred in as amended.

S. B. No. 35 be concurred in as amended.

H. J. M. No. 6 do pass.

H. B. No. 84 be referred to Judiciary Committee.

H. B. No. 88 do pass.

H. B. No. 107 do pass.

H. B. No. 61 do pass.

H. B. No. 91 do pass.

H. B. No. 77 do pass.

H. B. No. 106 do pass.

H. B. No. 87 do pass.

Report adopted.

WALLACE, Chairman.

Pursuant to the above report H. B. No. 84 was referred to the Committee on Judiciary.

COMMUNICATIONS AND PETITIONS.

The following communication was received from C. B. Nolan, R. R. Purcell, and E. D. Phelan.

The Honorable the Senate and the House of Representatives of the State of Montana:

Tonight, at 8:00 o'clock, Dr. Edwards Adams Cantrell, a Protestant divine of Los Angeles, California, will deliver a lecture at the Auditorium on the Irish Question, especially featuring the obligations which America owes to Ireland and acknowledged by Benjamin Franklin and others. This subject will be treated from a distinctly American standpoint. Dr. Cantrell is a speaker of national distinction and repute.

The members of your Honorable Bodies are most respectfully invited to be present.

The House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The Committee on Ways and Means reported as follows:

Mr. Speaker:

We, your Committee on Ways and Means having had under consideration H. B. No. 129 entitled: "An Act to authorize the State Registrar of the Bureau of Vital Statistics to issue certified copies of births and deaths, making such copies prima facie evidence in the courts of this State, and fixing fees therefor" respectfully report as follows:

That H. B. No. 29 do pass.

BERGESON, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Ways and Means, having had under consideration H. B. No. 130, introduced by Committee on Ways and Means, entitled: "An Act providing for the registration of all marriages, and divorces occurring within the State of Montana with the State Registrar of Vital Statistics, fixing fees for the issuance of marriage licenses and for recording marriage licenses and certificates and decrees of divorce, providing for the necessary form and blanks, the promulgation of rules and regulations hereunder, making a violation of this Act a misdemeanor and providing a penalty therefor and repealing Sections 3620, 3622, 3625 and 3627 of the Revised Codes of 1907 of the State of Montana," respectfully report as follows:

That H. B. No. 130 do pass.

BERGESON, Chairman.

Report adopted.

The Committee on Printing reported as follows:

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Bills No. 97 and Sub House Bill No. 50, beg leave to report that the same have this day been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

On motion of Cooney, duly seconded and carried, the House reverted to Order of Business No. 9, and House Joint Resolution No. 6 was reported as corrected, engrossed and placed upon third reading.

THIRD READING OF HOUSE BILLS.

House Joint Resolution No. 6, by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Black, Blomquist, Boorman, Brasier, Brown (Lewis and Clark), Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Haskell, Hayn Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lak Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, North O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reev Rhoads, Rickard, Riggs, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Snell, Spratt, Swift, Treloar, Wade, Wallace, Worden. Total, 79.

Noes: Beley, Brown (Mineral), Hathaway, King, Reid, Rouleau, Sickler, Mason, Smith, Stevens, Stoner, Troy, Mr. Speaker. Total, 13.

Absent and not voting: Berglin, Brooks, Buell, Cady, Daily, Dodds, Dunn, ette, Hanson, Johnson (Deer Lodge), Johnson (Fergus), Ogden, Rixon, War-wilcomb, Williams. Total, 16.

On motion, the House adjourned until 10:30 o'clock A. M., Wednesday, ruary 2nd.

FRED L. GIBSON, Speaker.

est: R. H. WIEDMAN, Chief Clerk.

THIRTY-FIRST DAY

Helena, Montana, Feb. 2, 1921.

House met at 10:30 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and all present except Johnson of Deer Lodge and Johnson of gus.

Quorum present.

The Journal Committee reported as follows:

Speaker:

We, your Committee on the Journal, have this day examined the Journal the Thirtieth Legislative Day, and have found same to be correct.

JOHNSON of Silver Bow, Chairman.

Report approved.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion, y seconded and carried, were considered as read at length.

Helena, Montana, February 1st, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the follow-bills were read the third time and passed, title agreed to and the same are with transmitted to the House for its concurrence.

Senate Bill 127, Senate Joint Resolution No. 2.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 1st, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that a Resolu- adopted at the meeting of the Brotherhood of Railroad Trainmen, of Miles v. urging the passage of House Bill No. 44, relating to the length of trains he State, was received and read.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 1st, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that standing mtees submitted the following reports:

Committee on Fairs and Expositions: reported Senate Bill No. 156, by mmittee on Fairs and Expositions, "An Act to amend Section 1, Chapter of Session Laws of Fourteenth Session, relating to wagers", and recommend said bill do pass.

Committee on Printing: Reported Senate Bill 117, correctly engrossed.

Committee on Judiciary: Reported House Bill No. 81, by Committee on enue and Taxation, "An Act to amend Section 2594 of the Revised Codes, ting to the date of State and County Fiscal Years." And recommended that bill be concurred in.

Committee on Judiciary: Reported Senate Bill 147, by Slattery, "An Act to amend Section 8311 of the Revised Codes prescribing the punishment for bery", and recommend that said bill do pass.

Joint Committee on Constitutional Amendments: Reported House Bill 22, "An Act to provide for the submission to the qualified electors of the State of Montana, of an amendment of an Article XVI, of the Constitution of the State of Montana, by adding thereto a Section to be known as Section 7, authorizing the Legislative Assembly by a general or special law to consolidate City and County Governments, under one municipal government, do define the form of government of the Consolidated City and County and the functions, authorities, and terms of office of its officers," and recommended that the same be concurred in.

Committee on Education: Reported Senate Bill No. 121, "An Act relating to school bonds, and authorizing the issuance of funding school bonds in payment for borrowed money and to take up outstanding warrants," and recommended that the same do not pass, but that the Substitute for Senate Bill 121, do pass.

Committee on Education: Reported Senate Bill 139, "An Act amending Sections 1, 3, 5, 6, 7, and 11 of Chapter 124, Laws of Fifteenth Assembly, relating to the investment of common schools and other State Educational funds in farm loans, etc.," and recommend that the same be amended as follows: in Section 7, line 28 of the original bill, strike out the word "desire" and insert in lieu thereof the word "decide". Amend Section 4, line 2, of the original bill, by striking out the word "eight", and inserting in lieu thereof the word "ten". Further that the bill be amended by striking out all of Section 8, and that the same amended bill do pass.

Committee on Education: Reported Senate Bill 154, "An Act to authorize and direct the State Board of Education to establish in connection with the Montana Agricultural Experimental Station an Agricultural Experimental Station in eastern Montana, and making an appropriation therefor", and recommended that the same do pass.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 1st, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Conference Committee reported Senate Bill No. 21, by Booth: "An Act amending Section 2024 of the Revised Codes relating to the measurement of hay in the state," and recommend that the House amendment be adopted and concurred in, and that the word "Sixty (60)" in line eleven of Section 1 be stricken out and that the word "thirty (30)" be inserted in lieu thereof.

Upon motion by Senator Lenthold, duly seconded and carried, the above report was adopted by vote of the Senate.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 1st, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second time, and referred to the committee designated:

Senate Bill No. 157, by Page: "An Act providing for the appointment of a Chancellor of the University of Montana and fixing his salary." Referred to the Committee on Education.

Senate Bill No. 158, by Page: "An Act to abolish the use of calcium carbide for lighting purposes in all underground mining and providing a substitute therefor." Referred to Committee on Mines and Mining.

Senate Bill No. 159, by Griffin: "An Act amending Section 3 of Chapter 153 of Session Laws of 1917, providing for the extermination of gophers and prescribing the manner in which the expense of the extermination of the same shall be paid." Referred to Committee on Agriculture.

Senate Bill No. 160, by Hazelbaker: "An Act to amend Section 4 of the

initiated and passed by the people entitled: "A Bill to propose by Initiative a Law to provide for party nominations by direct vote" passed by the people of Montana at the General Election of November, 1912." Referred to Committee on Judiciary.

Senate Bill No. 161, by Burlingame: "An Act to amend Section 6131 of the Revised Codes of Montana, of 1907, and Section 6132 of said Codes as amended Chapter 128 of the Laws of the Fourteenth Legislative Assembly of Montana 1915, relating to the sale of goods, wares and merchandise, in bulk". Referred to the Committee on Judiciary.

Senate Bill No. 162, by Pauline: "An Act providing for the sale of timber and timber lands, and repealing Sections 53, 54, 55, 56 and 57 of Chapter 147, Laws of the Eleventh Legislative Assembly, as amended by Sections 4, 5, 6, 7 and Chapter 118, Laws of the Twelfth Legislative Assembly." Referred to Committee on Public Lands.

Senate Bill No. 163, by Burlingame: "An Act amending Section 7299 of the Revised Codes of Montana of 1907, relating to the time commencement of action for the foreclosure of mechanics and material-men's liens." Referred to Committee on Judiciary.

Senate Bill No. 164, by Long: "An Act creating the State Cement Commission, prescribing and defining its powers and duties and providing for the payment of expenses incurred by said commission." Referred to the Committee on Roads and Highways.

Senate Bill No. 165, by Burlingame: "An Act to repeal Chapter 96 of the Laws of the Eleventh Legislative Assembly of the State of Montana, and to prohibit the making or use of false statements to obtain credit." Referred to the Committee on Judiciary.

Senate Bill No. 166, by Donlan: "An Act providing for the appointment of a State Forester and fixing his salary and amending Section 9 of Chapter 147 Laws of the Eleventh Legislative Assembly of the State of Montana, the same as an Act relating to the management and control of State lands." Referred to Committee on Judiciary.

Senate Bill No. 167, by Donlan: "An Act relating to the liability of fire insurance companies upon policies of insurance and providing for valued policies of fire insurance." Referred to Committee on Insurance.

House Bill No. 103, by Sales: "An Act relating to the exemption of property from execution." Referred to Committee on Judiciary.

House Bill No. 90, by Committee on Appropriations: "An Act to amend Section 11 of Chapter thirty-six of the Laws of the Sixteenth Legislative Assembly: transferring all moneys in the State Board of Health Hotel Fund to the General Fund." Referred to Committee on Finance and Claims.

House Bill No. 63, by Dodds: "An Act to amend Section 1288 of the Revised Codes of Montana, 1907, and Section 2 of Chapter 23 of the Session Laws of the Eleventh Legislative Assembly, relating to the Montana State Soldiers' Home." Referred to Committee on Public Buildings.

House Bill No. 25, by Rodgers: "An Act relating to the Veterans' Welfare Commission, etc." Referred to Committee on Military Affairs.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 1st, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the following notices of the Introduction of Bills were received and read:

By Harmon: "An Act to repeal Chapter 226 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and all Acts amendatory thereof, relating to the creation, organization and classification of new counties."

By Greening: "An Act to amend Section 2003 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly relative to the conditions upon which money shall be apportioned."

By Page: "An Act to amend Chapter 51, Laws of the Sixteenth Legislative Assembly of 1919, relating to the classification of property for taxation."

By Page: "An Act fixing the maximum tolls to be charged by mills and

smelters for the treatment and reduction of ores, making the violation hereof a misdemeanor and fixing a penalty therefor."

By Burgess and Page: "An Act fixing the term of office of County Assessors and prohibiting them from holding more than two consecutive terms."

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 1st, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Committee of the Whole to whom was referred Business on General File respectfully reported as follows:

Sub. for Senate Bill No. 116, and recommend that same be amended as follows: Amend Section 2, of Sub. for Senate Bill No. 116 by inserting in line of the printed bill between the word "agricultural" and the word "industry" the words "or horticultural", and as amended recommend that the same do pass.

House Bill 52, and recommend that same be concurred in.

Senate Joint Resolution No. 2 and recommend that same do pass.

The above report was adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 1st, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Siegfriedt, duly seconded and carried, the rules were suspended and Senate Joint Resolution No. 2 was considered correctly engrossed and placed on the calendar for third reading.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana Feb. 1st, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate adjourned at 11:55 A. M., to meet Wednesday, February 2nd, 1921, at 10 o'clock A. M.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

The following telegram was received and read from the Senate of North Dakota and upon motion, duly seconded and carried, was referred to Com. on Federal Relations:

Bismarck, N. D., Feb. 2, 1921.

Speaker, House of Representatives, Helena, Montana.

Senate Concurrent Resolution introduced by Mr. Baker and Bond being resolved by the Senate of the State of North Dakota The House of Representatives Concurring Whereas a critical situation exists in much of that territory between the western boundary of Minnesota and the Rocky Mountains in that within this territory there are large number of farmers who in the aggregate have millions of acres under cultivation but who have not sufficient seed and feed for the spring planting of 1921 and whereas the farmers of this region demonstrated their loyalty to the Government during the late war by producing food products to the limit of their strength and ability at less than cost owing to drought, grasshopper damage and high cost of Labor, and whereas in order to insure the best results from the forthcoming harvest seed corn seed potatoes and seed wheat should be provided with the provision that in order to secure seed grain and seed a reasonable acreage of corn and potatoes must also be planted and whereas owing to the present financial depression existing throughout the entire country it will not be possible for the banks the counties or the state to arrange for furnishing the necessary seed and feed and whereas unless federal aid is forthcoming millions of these productive acres will not be cropped at this time when the production of agricultural products is recognized as a factor of vital importance to the welfare of the nation and the world now therefore be it resolved by the

ate of the Seventeenth Legislative Assembly of the State of North Dakota the use of Representatives concurring that we do hereby memorialize the Congress the United States and respectfully urge that Congress take immediate action and furnishing the means whereby the farmers in this section may be provided h federal aid to the end that they may receive sufficient seed and feed to plant normal acreage for the season of 1921 be it further resolved that the Secretary he Senate wire a copy of this resolution to the President of the Senate and the akers of the House of the Montana and South Dakota Legislatures respectively also to our members in Congress.

(Signed): W. J. PRATTER, Secretary of Senate.

NOTICES OF BILLS.

Authors give notice, that they will on tomorrow or some subsequent date produce the following bills:

By Silver: "A Bill for an Act entitled: 'An Act to provide for the creation organization and establishment of Park districts within the counties of the State Montana; defining Park districts; providing for the appointment of boards Park commissioners and prescribing their duties and powers; declaring all k districts created under the provisions of this Act, to be bodies corporate h certain powers; providing for a tax levy for Park purposes, the manner of ousing Park funds, and General Regulations for the government of Park ricts'."

By Cavanaugh: "A Bill for an Act entitled: 'An Act to amend Sections 0, 7645, and 7676 of the Revised Codes of Montana of 1907, dealing with ice of application for letters of administration, settlement of accounts and final lement of estates in probate matters'."

By Wallace of Missoula: "A Bill for an Act entitled: 'An Act to provide the Physical Training of Children in the Public Schools of the State of ntana, and to provide for the appointment of a State Supervisor of Physical eation, and Assistant Supervisor of Physical Education, and providing for ir compensation'."

By Jones of Phillips: "A Bill for an Act entitled: 'An Act to amend Sec- is 2, 3, and 4 of Chapter 142 of the Laws of the Fourteenth Legislative Assem- of the State of Montana, relating to improvement district'."

By Arnold: "A Bill for an Act entitled: 'An Act to amend Section 2668 of Revised Codes of the State of Montana for the year 1907, regulating the inter- on Tax Certificates and repealing all Acts and parts of Acts in conflict ewith'."

By Brown of Mineral: "A Bill for an Act entitled: 'An Act requiring ilroad car shops and other concerns manufacturing or repairing cars, car cks, and other equipment used in repair work or otherwise, and operated by ilway Companies, to provide buildings that will protect their Employees from t, rain, cold, snow and other inclement weather'."

By Fairgrieve: "A Bill for an Act entitled: 'An Act To Amend Sections, Chapter 203, Laws of the Sixteenth Legislative Assembly of the State of ntana, entitled: "An Act to prevent the manufacture or sale of adulterated misbranded gasoline, kerosene, illuminating and lubricating Oils and Greases, ad Oils and Fuel Oils for Boilers and Internal Combustion Engines; to regu- traffic therein and, providing for their inspection, analysis and for standard des; designating the State Fire Marshal, Ex-Officio Oil Inspector, subject to supervision and control of the State Board of Examiners, designating the d of the Department of Chemistry of the State College of Agriculture and hanic Arts as State Chemist and defining the powers and duties of such ers. Creating a State gasoline inspection fund; providing penalties for the lation of this Act, repealing Sections 2112, 2113, 2114, 2115, 2116, 2117, and 8, of the Revised Codes of Montana of 1907, being Chapter 22 of Title 7, Part 3 of the Political Code of the State of Montana and all other Acts in flict herewith'."

REPORTS OF STANDING COMMITTEES.

The Engrossing Committee reported as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. 61, introduced by Blomquist, beg leave to report same back as correctly engrossed.
AUSTIN, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. 64, introduced by Silver, beg leave to report same back as correctly engrossed.
AUSTIN, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. 87, introduced by Committee on Appropriations, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. 107, introduced by Committee on Appropriations, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. 88, introduced by Committee on Appropriations, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. 106, introduced by Committee on Appropriations, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. 91, introduced by Committee on Appropriations, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Bills Nos. 112, 115, 46, 94, 101, 116, 114, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

The Speaker gave notice and signed in open session the following bills:

H. B. No. 28, by Ray.

H. B. No. 39, by Committee on Appropriations.

H. B. No. 69, by Judiciary Committee.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 100, by Committee on Live Stock and Public Ranges: A Bill for an Act entitled: "An Act amending Section 3 and 4 of Chapter 99 of the Session Laws of the 16th Legislative Assembly of Montana, entitled: 'An Act to amend Sections 4313, 4315, 4317 of the Revised Codes of the State of Montana'."

1907, relating to the liability for killing stock." Referred to Committee on Stock and Public Ranges.

H. B. No. 163, by Johnson of Silver Bow: A Bill for an Act entitled: "An Act to amend Part III, Title VIII, Chapter V and Part III, Title VIII, Chapter of the Political Code of the State of Montana of 1907, as amended by Chapter of the Session Laws of the 12th Legislative Assembly of the State of Montana Chapter 118 of the Session Laws of the 13th Legislative Assembly of the State of Montana; relating to the Carey Land Act Board and the reclamation of State Arid Lands." Referred to Committee on Judiciary.

H. B. No. 164, by Fairgrieve: A Bill for an Act entitled: "An Act to amend Sections 15, 16, 19, 20, 21, 22 and 30 of Chapter 120 of the Session Laws 1911, as amended by the Sixteenth Legislative Assembly relating to the examining board for the purpose of examining applicants for coal mine inspector, mine foreman, and coal mine examiner, and repealing all Acts and parts of Acts in conflict herewith." Referred to Committee on Mines and Mining.

H. B. No. 165, by Haynes: A Bill for an Act entitled: "An Act to provide for the redemption after sale of Mortgage Chattels." Referred to Committee on Judiciary.

The following bill was introduced without previous notice and by unanimous consent of House:

H. B. No. 166, by Johnson of Silver Bow: A Bill for an Act entitled: "An Act to regulate the Rate per Mile for Transportation of Passengers on Railroads and Railways Operating wholly or in part in the State of Montana, providing penalties for the violation thereof, and repealing Chapter 87 of the Laws of the 10th Legislative Assembly of the State of Montana. Approved March 4, 1905." Referred to Committee on Railroads and Transportation.

Senate Joint Resolution No. 2, by Siegfriedt: "A Joint Resolution relating to the opening of a Direct Passage to the Sea from Upper Lake Superior and through the St Lawrence River, thus bringing Montana in closer contact with the markets of the world." Referred to Committee on Federal Relations.

S. B. No. 127, by Haley: A Bill for an Act entitled: "An Act requiring citizenship as qualification for employees of the State, Counties, Cities and School Districts, and prohibiting such employment within certain degrees of relationship or kinship, and prohibiting the employment of the wives of public officers in other public offices and providing penalties for the violation of this Act." Referred to Committee on Judiciary.

THIRD READING OF SENATE BILLS.

S. B. No. 8, by Booth: having been read three several times, title and contents agreed to, was concurred in as amended by the following vote:

Ayes: Anderson, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohlen, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Call, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Kenyon, King, Hills, Johnson (Silver Bow), Jones, Kemp, King, Kundsvig, Lakin, Larson, McDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Robinson, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (L & S), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Jordan, Mr. Speaker. Total, 95.

Noes: None.

Absent and not voting: Arnold, Beley, Brasier, Cady, Haskell, Johnson (Lodge), Johnson (Fergus), Parsons, Phelps, Rhoads, Rodgers, Sickler, Stevens. Total, 13.

S. B. No. 35, by Booth, having been read three several times, title and contents agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohlen, Boorman, Brasier, Brockway, Brooks, Brown (L & C), Brown (Mineral), Call, Cavanaugh, Charters, Chatfield, Cooney, Covell, Crumbaker, Daily, Dilla-

von, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (L & C), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Worden, Mr. Speaker. Total, 93.

Noes: One, McQuarrie.

Absent and not voting: Arnold, Beley, Cady, Carlson, Conser, Fairgrieve, Gillette, Haskell, Johnson (Deer Lodge), Johnson (Fergus), Jones, MacDonald (Flathead), Parsons. Total, 14.

THIRD READING OF HOUSE BILLS.

H. B. No. 88, by Com. on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (L & C), Brown (Mineral), Buell, Cavanaugh, Charters, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (L & C), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wade, Wallace, Warren, Wilcomb, Williams, Worden, Mr. Speaker. Total, 96.

Noes: Berglin, Troy. Total, 2.

Absent and not voting: Black, Cady, Carlson, Chatfield, Faust, Galt, Johnson (Deer Lodge), Johnson (Fergus), Lakin, MacDonald (Flathead). Total, 10.

THIRD READING OF HOUSE BILLS.

On motion of Buell, duly seconded and carried, House Bill No. 106 as removed from third reading and placed upon General Orders.

On motion of Silver, duly seconded and carried, House Bill No. 64 as removed from third reading and placed upon General Orders.

H. B. No. 87, by Committee on Appropriations having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Bernier, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Jones, Kemp, Kenyon, King, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (L & C), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wade, Wallace, Warren, Wilcomb, Williams, Worden, Mr. Speaker. Total, 99.

Noes: Blomquist, Brown (Mineral), Carlson, Troy. Total, 4.

Absent and not voting: Black, Buell, Cady, Crumbaker, Faust, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Lakin, MacDonald (Flathead), Silver. Total, 11.

H. B. No. 91, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Bernier, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (L & C), Brown (Mineral), Buell, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Jones, Kemp, Kenyon, King, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (L & C), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wade, Wallace, Warren, Wilcomb, Williams, Worden, Mr. Speaker. Total, 99.

Buell, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Hage, Haskell, Hathaway, Haynes, Hills, Hunter, Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McRie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Reau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Sickler, Mason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Vace, Warren, Wilcomb, Williams, Worden Mr. Speaker. Total, 94.

Noes: None.

Absent and not voting: Black, Brooks, Cady, Crumbaker, Faust, Green (Flathead), Hanson, Johnson (Deer Lodge), Johnson (Silver Bow), Johnson (Fergus), Lakin, Shoemaker (L & C), Silver, Stevens. Total, 14.

On motion House resolved itself into Committee of the Whole for consideration of Substitute for H. B. No. 8.

Motion by Dillavou, seconded and carried, that debate on Bill be limited to five minutes for any one person.

GENERAL ORDERS.

Austin in chair.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration substitute for House Bill No. 8, respectfully report as follows:

That substitute for House Bill No. 8 be re-referred to Committee on Appointment and Representation.

AUSTIN, Chairman.

Report adopted.

On motion House recessed until 2:30 o'clock.

AFTERNOON SESSION.

House resumed at 2:30 o'clock P. M.

Mr. Speaker in the chair.

THIRD READING OF HOUSE BILLS.

H. B. No. 107, by Committee on Appropriations having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bergeson, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Buell, Carlson, Charters, Conser, Cooney, Covell, Dillavou, Dodds, Dowlin (Rosebud), Fairgrieve, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Jones, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Provinse, Ray, Reid, Rhoads, Riggs, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Sickler, Skulason, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Vace, Wilcomb, Williams, Worden, Mr. Speaker. Total, 76.

Noes: None.

Absent and not voting: Beley, Bell, Berglin, Brasier, Brown (L & C), Brown (Mineral), Cady, Cavanaugh, Chatfield, Crumbaker, Daily, Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Felton, Goodland, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, MacDonald (Flathead), Quarrie, Penewell, Phelps, Rickard, Rixon, Roberts, Shoemaker (L & C), Shoemaker (Yellowstone), Silver, Smith, Snell, Stevens, Warren. Total, 36.

H. B. No. 61, by Blomquist, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bergeson, Blomquist, Bohling, Boorman, Brockway, Brooks, Buell, Carlson, Charters, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Geis, Gillette, Goodland, Goodman, Green (Dawson), Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Green

(Flathead), Gullidge, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), North, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Sickler, Silt, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wilcomb, Work, Mr. Speaker. Total, 76.

Noes: Skulason. Total, 1.

Absent and not voting: Beley, Bell, Berglin, Black, Brasier, Brown (Lewistown and Clark), Brown (Mineral), Cady, Cavanaugh, Chatfield, Dodds, Dowlin (Yellowstone), Hanson, Johnson (Deer Lodge), Johnson (Fergus), King, Lakin, McDonald (Flathead), McQuarrie, Ogden, Peden, Rickard, Rixon, Roberts, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Wade, Walls, Warren, Williams. Total, 31.

On motion House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Silver in the Chair.

House resumed.

Mr. Speaker in the Chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration, Senate Bill No. 85, and House Bills Nos. 106, and 64 respectively report as follows: That:

S. B. No. 85 be concurred in.

H. B. No. 106 be referred to Committee on Appropriations.

H. B. No. 64 do pass.

Report adopted.

The following bill was introduced without previous notice and by unanimous consent of the House and read the first and second times:

H. B. No. 167, by Special Joint House and Senate Committee.

A Bill for an Act entitled: "An Act to amend Sections 1, 2, 2(b), 8 and 10 of Chapter 169 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana as amended by Chapter 34 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana entitled:

"An Act to create a State Board of Hail Insurance; Defining the duties and powers of said Board and Public officers in connection therewith; providing for the levy and collection of taxes on all lands subject to injury or destruction by hail of all tax payers who may elect to become subject to the provisions of this Act; providing for a Hail Insurance Fund; providing for the appointment of appraisers, the appraisalment and adjustment of losses and the settlement therefor; and repealing all Acts which may in any way conflict with this Act" by providing for the zoning of the State and borrowing of money." Referred to Committee on Insurance.

REPORTS OF STANDING COMMITTEES.

The Committee on Public Health and Sanitary Affairs reported as follows:

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs having had under consideration House Bill No. 155, introduced by Rhoads, a bill for an Act entitled: "An Act to prevent procreation by idiots, feeble-minded and insane persons." respectfully report as follows:

That H. B. No. 155 be reported back to the House with the recommendation that it be passed.

Report adopted.

(Signed). H. RHOADS, Chairman.

Mr. Speaker: We, your Committee on Federal Relations, having had under consideration Senate Joint Resolution No. 4, respectfully report as follows:

That Senate Joint Resolution No. 4 do pass.

Report adopted.

HASKELL, Chairman.

On motion, the House adjourned until 11:00 o'clock A. M., Thursday, February 3rd.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

THIRTY-SECOND DAY

Helena, Montana, February 3, 1921.

House met at 11:00 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by the Chaplain.

Roll called and all present except: Anderson, English, Scharnikow.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, have this day examined Journal for the thirty-first Legislative day, and have found same to be correct.

JOHNSON, of Silver Bow, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Sergeant-at-Arms: the Honorable Members of the House:

I wish to announce to the Members whose wives are attending the session, give their names to the Sergeant-at-Arms, as the Governor's wife, Mrs. Dixon, requested me to secure those names and present them to her as soon as possible.

JOS. DAVIS, Sergeant-at-Arms.

The following telegram was received from the Senate and the House of Representatives of Oregon and was referred to Committee on Highways: Speaker of House of Representatives, Montana State Legislature, Helena, Montana:

The Chamberlain-McArthur Bill providing for a continuance of Federal Aid highway Construction is a special order Monday.

Next before the House of Representatives of Congress with every assurance its passage in the House stop the Ninety Members of the Senate and House Representatives of the Oregon State Legislature are today telegraphing our Oregon Senators urging their earnest support of this measure stop we respectfully suggest that the members of the Montana Legislature wire the Senators of your state asking their strongest endeavor toward the passage of this act the Senate stop would appreciate notification of any action taken.

ROY W. RITNER, President of Senate, Oregon Legislature.

LOUIS E. BEAN, Speaker of House of Representatives.

The following communications were received from the Senate and upon motion, duly seconded and carried, were considered as read at length.

Speaker: Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that House No. 52, by Dowlin, was read third time and concurred in, title agreed to same is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker: Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that Substitute Senate Bill No. 116, by Leuthold, was read third time and passed, title agreed to and same is herewith transmitted to the House for its concurrence.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker: Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times and referred to Committees designated:

Senate Bill No. 168, by Kirton: "An Act permitting the State of Montana

to be made a party in action effecting the title to real or personal property which the State of Montana has, or claims to have, an interest by virtue of money loaned under the provisions of Chapter 21 Laws of the 15th Legislative Assembly, Extraordinary Session, and providing the method of service of process." Referred to Committee on Judiciary.

Senate Bill No. 169, by Long: "An Act providing for the issuance of bonds by irrigation districts created and organized under and by virtue of the provisions of Chapter 146 of the Laws of Montana of 1909, as amended for the redemption of payment of the Bond and Warrants of such Districts." Referred to Committee on Irrigation and Water Rights.

Senate Bill No. 170, by Haaland: "An Act to amend Section 7165 of the Revised Codes of Montana of 1907, relating to fees of counsel on foreclosure of mortgages." Referred to Committee on Judiciary.

Senate Bill No. 171, by Page: "An Act fixing the maximum tolls to be charged by mills and smelters for the treatment and reduction of ores making the violation hereof a misdemeanor and fixing a penalty therefor." Referred to Committee on Mines and Mining.

Senate Bill No. 172, by Burgess and Page: "An Act fixing terms of office of County Assessors and prohibiting them from holding more than two consecutive terms." Referred to Committee on Counties and Towns.

Senate Bill No. 173, by Page: "An Act to amend Chapter 51 of the Laws of the Legislative Assembly of 1919, entitled: 'An Act providing for the classification of taxable property in this State for the purpose of taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereof.'" Referred to Committee on Taxation.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of Bills were presented and read:

By Edwards: "An Act to amend Section 6521 of the Revised Codes of Montana relative to the manner of publication of summons in a civil action."

By Edwards: "An Act to amend Section 12, Chapter 86 of the Laws of the Thirteenth Legislative Assembly relative to procedure and practice of the foreclosure of chattel mortgages."

By Siegfriedt: "An Act amending Section 108, Chapter 21 of the Laws of the 13th Legislative Assembly of Montana of 1915, relating to County High Schools."

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that a Resolution passed by the Legislature of North Dakota memorializing Congress to take immediate action towards furnishing Federal Aid to the farmers between the Western Boundary of Minnesota and the Rocky Mountains that they may receive sufficient seed and feed to plant a normal acreage for the season of 1921, was received and read, and upon motion of Senator Leuthold duly seconded and carried, the communication was referred to the Committee on Agriculture.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that standing Committees submitted the following reports:

Committee on Engrossed Bills reported Substitute for Senate Bill No. 6 correctly engrossed.

Committee on Printing reported Senate Bills 154 and 156 and Sub. for Senate Bill No. 121 correctly printed.

Committee on Oils and Leases reported House Joint Resolution No. 1 of 1921. Geis: "A Resolution memorializing Congress for the passage of Legislation

thorizing the State of Montana to lease State lands for such periods and on such terms and conditions as provided by the Legislative Assembly of the State of Montana," and recommended that the same be concurred in.

Committee on Federal Relations reported House Resolution No. 2, by Warren, and recommended that it be concurred in.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that the Joint Committee appointed to investigate the State Hail Board and Hail Law submitted the following report, which was adopted:

Mr. President:

Your Special Joint Senate Committee, which was appointed to make recommendations and investigations relative to the State Hail Board and Hail Law, submitting amendments to the effect that:

- 1st. The State be divided into zones.
- 2nd. That the State Hail Board have the power to borrow money, when advisable.
- 3rd. Time of accepting insurance extended to August 15th.
- 4th. Giving State Hail Board power to send adjusters from one territory to another and make settlements.
- 5th. Provisions for creating a surplus.
- 6th. Not accepting Hail Insurance from parties whose taxes are delinquent more than one year.
- 7th. Joint Committee has agreed to introduce these amendments in the House.

LOY, Chairman.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open Session the following Bills:

House Bills Nos. 28, 39, and 60.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times and referred to Committees designated:

House Bill No. 45, by Faust: "An Act relating to special improvements in districts in thickly populated localities outside of the limits of incorporated towns and cities and to empower the Board of County Commissioners to create special improvement Districts in such localities for the purpose of constructing sanitary and storm sewers and installing lights, water works plants, side walks and such other special improvements as may be petitioned for by sixty per cent. of the free holders affected by the same and providing for the levy and collection of special assessments to pay for the same, etc." Referred to Committee on Judiciary.

House Joint Resolution No. 6, by Committee on Revenue and Taxation: "A resolution requesting and directing the Secretary of State to withhold issuance of automobile registration and the issuance of numbered plates for the year 1921 until the date of March 10th, 1921, unless an earlier date be set by the Legislative Assembly, defining a definite policy in relation thereto." Referred to Committee on Judiciary.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Donlan, duly seconded and carried, Sub. for Senate Bill No. 99 was taken from General File and referred to Committee on Counties and

Towns; that on motion of Senator Greening, duly seconded and carried, Senate Bill No. 128 was taken from General File and re-referred to the Committee on Banks and Banking; that upon motion of Senator Junod, duly seconded and carried, the rules were suspended and substitute for Senate Bill No. 121, was referred to General File for consideration today; that upon motion of Senator Booth and by vote of the Senate concurred in House amendments to Senate Bill No. 82; that upon motion of Senator Booth, duly seconded and carried, Senate Bill No. 144 was taken from General File and consideration thereon delayed until tomorrow's Session; that upon motion by Senator Donlan, duly seconded and carried, the Secretary of the Senate was instructed to put the two elevator operators on the pay roll, at \$5.00 per day; that upon motion of Senator Booth, duly seconded and carried, Senate Bill No. 136 was taken from General File and consideration thereon delayed until tomorrow's Session.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that a Resolution by Page relative to the mining of manganese and chrome ores was read and adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File respectfully reported as follows:

House Bill No. 22 and recommend that consideration of same be passed for the present.

House Bill No. 81 and recommend that same be concurred in.

Senate Bill No. 129 and recommend that same do pass.

Sub. for Senate Bill No. 117, and recommend that same be amended as follows: Amend Section 2 by striking out in line 29 of page 4 of the printed bill the word "fifteen," and inserting in lieu thereof the word "twenty;" amend Section 18 by striking out in line (?) page 23 of the printed bill, the words "figures: May 1st, 1921", and inserting in lieu thereof the words "its passage and approval", and as amended recommend that it do pass.

Senate Bill No. 130 and recommend that same do pass.

Senate Bill No. 137 and recommend that same do pass.

Senate Bill No. 138 and recommend that same do pass.

Sub. for Senate Bill No. 121 and recommend that same do pass.

The above report was adopted. PAULINE, Chairman.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Gallwey, duly seconded and carried, House Bill No. 22 was taken from the General File and referred to Committee on Judiciary.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 2, 1921.

I am directed by the Senate to inform your Honorable Body that the Judiciary Committee reported as follows:

Senate Bill No. 160, by Hazelbaker: "An Act to amend Section 4 of the Act initiated and passed by the people entitled: 'A Bill to propose by initiative petition a law to provide for party nominations by direct vote, etc.'" and recommend that said bill do pass.

Senate Bill No. 163, by Burlingame: "An Act amending Section 7299 of the Revised Codes relating to the time of commencement of action for the foreclosure of mechanics and materialman's liens," and recommended that the said bill do pass.

Senate Bill No. 148, by Booth: "An Act to amend Section 12 of the Initiative Measure No. 12, passed by the people of the State of Montana at the General Election of November 5th, 1918, entitled: 'A Bill to propose by initiative a law to authorize and regulate the practice of Chiropractic in the State of Montana, etc.'" and recommended that said Bill do pass.

The above report was adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Speaker: Helena, Montana, February 2, 1921.
I am directed by the Senate to inform your Honorable Body that upon motion of Senator Booth, duly seconded and carried, a vote of thanks was extended to the Members of the Lewis and Clark Rod and Gun Club for their invitation to the Members of the Senate to attend the Game Dinner Wednesday evening.

That at 12:40 P. M. the Senate adjourned to meet Thursday, February 3rd, 1921, at 11:00 A. M.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Upon request of the Senate, report of conference Committee on S. B. No. 148, by Booth, was adopted by the following roll call.

Ayes: Allen, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Canaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Felton, F. Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Peden, Penewell, Prine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rogers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Smith, Snell, Spratt, Stevens, Stoner, Swift, Hoar, Troy, Wallace, Warren, Wilcomb, Williams, Mr. Speaker. Total, 90.

Noes: Hathaway, O'Hara. Total, 2.

Absent and not voting: Anderson, Boorman, Brockway, Brooks, Carlson, Carters, Dillavou, Dunn, Hills, Knudsvig, Northey, Ray, Scharnikow, Skulason, Spencer, Wade, Worden. Total, 16.

NOTICES OF BILLS.

Authors give notice, that they will on tomorrow or some subsequent date introduce the following bills:

By Beley: A Bill for an Act entitled: "An Act to promote the safety of travelers and employees upon railroads by compelling common carriers by railroad to properly man their trains and providing a penalty for the violation thereof."

By Silver: A Bill for an Act entitled: "An Act to amend Section 3257 of the Revised Codes of the State of Montana of 1907, relating to the duties of City Treasurers."

By Riggs: A Bill for an Act entitled: "An Act defining duties of cities or towns and their officers or agents in case livestock or domestic animals of any kind are impounded, restrained or seized, by such city or town, and defining the duties of the Secretary of Montana Livestock Commission in such cases."

By Haynes: A Bill for an Act entitled: "An Act to amend Section 4 of Chapter 29, of the Montana Session Laws of 1917, being 'An Act to prohibit gambling on Games played upon Pool and Billiard Tables; to punish those who participate therein, as well as those who conduct or carry on such games, and provide early closing of all Pool Halls, Billiard Halls, Bowling Alleys, and other places where Pool or Billiards are played.'"

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Engrossment, to whom was referred House Bill No. 77, introduced by MacDonald of Flathead, beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

The State Boards and Officers Committee reported as follows:

Mr. Speaker: We, your Committee on State Boards and Officers having had under consideration House Bill No. 5, introduced by Bergeson, A Bill for an Act entitled: "An Act to create a State Tax Commission, prescribing the powers and duties thereof and making an appropriation therefor," respectfully report as follows:

That House Bill No. 5 be reported out with the recommendation that inasmuch as this Bill carries an appropriation, that Bill be referred to Committee on appropriation and after consideration and report by them, to be re-referred to Committee on State Boards and Officers.

Pursuant to above report H. B. No. 5 was referred to Committee on Appropriations.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers having had under consideration H. B. No. 139, introduced by Comm. on State Boards and Officers, A Bill for an Act entitled: "An Act to co-ordinate the activities of the State of Montana in the interest of the Health and Welfare of Children under the Supervision of the State Board of Health, and to that end to repeal Sections 1661, 1664, 1665, 1666, and 1667, of the Revised Codes of Montana 1907, repeal Chapter 127 Laws of Montana Twelfth Session 1911, and to repeal Chapter 102 of the Laws of Montana of the Thirteenth Session of 1913, and providing the actions pending under such laws as are hereby repealed shall not abate," respectfully report as follows:

That House Bill No. 139 be recommended that it do pass.

Report adopted.

DILLAVOU, Chairman.

The Committee on Apportionment and Representation reported as follows:

Mr. Speaker: We, your Committee on Apportionment and Representation having had under consideration, Substitute for House Bill No. 8, introduced by Dillavou, entitled: "An Act to provide for the apportionment of members and representation of the several counties in Montana in the House of Representatives of the Legislative Assembly of Montana, and to fix the number of members thereof", respectfully report as follows:

That Substitute for House Bill No. 8 do pass on the basis of 6,000.

Report adopted.

BROCKWAY, Chairman.

The Committee on Livestock and Public Ranges reports as follows:

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Substitute for House Bill No. 100, entitled: "An Act amending Section 4, of Chapter 99, of the Session Laws of the 16th Legislative Assembly of Montana, entitled: 'An Act to amend Sections 4313, 4314, 4317 of the Revised Codes of the State of Montana of 1907, relating to the liability for killing stock," respectfully report as follows:

That Sub. for House Bill No. 100 do pass.

Report adopted.

FELTON, Chairman.

The Committee on Judiciary reports as follows:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 108, entitled: "An Act requiring a petition of thirty per cent. of the qualified electors who are taxpayers to authorize the voting upon the issuance of any school, town, city or county bonds, and providing who are entitled to vote thereon," respectfully report as follows:

That S. B. No. 108 be amended as follows:

Amend the title by substituting the word "ten" for the word "thirty."

Amend Section 1 by substituting the word "ten" for the word "thirty."

Amend Section 2 by striking out in line 2 the words "Qualified electors who are taxpayers upon real property therein" and substituting therefor the following

resident freeholders therein whose names shall appear on the tax roll for the preceding such election, and who are registered electors," and when so ended the bill be concurred in.

Report adopted.

O'HARA, Chairman.

Speaker:

We, your Committee on Judiciary having had under consideration H. B. No. 27, entitled: "A Bill for an Act providing for the regulations and licensing of the business of real estate brokers, providing for real estate commissioner, defining powers and duties and providing for the enforcement of this Act and penalties for the violation thereof," respectfully report as follows:

That Substitute Bill introduced by the Judiciary Committee entitled: "An Act providing for the regulation, supervision and licensing of the business of real estate brokers; providing for a state real estate commissioner, and defining his powers and duties and providing for the enforcement of this Act and penalty for the violation thereof" be substituted for the original House Bill No. 27 and that said substitute bill do pass.

Report adopted.

O'HARA, Chairman.

Speaker:

We, your Committee on Judiciary, having had under consideration, House Bill No. 54, entitled: "An Act to amend Sections 4, 6, 7, 8, 9, 14 and 36 of Chapter 143 Acts of the Fifteenth Legislative Assembly of the State of Montana relating to Intoxicating liquors," respectfully report as follows:

That substitute for House Bill No. 54 introduced by the House Judiciary Committee entitled: "An Act to amend Sections 4, 6, 7, 8, 9, 14 and 36 of Chapter 143 of the Fifteenth Legislative Assembly of the State of Montana, relating to intoxicating liquors," be substituted for the original House Bill No. 54 and that said substitute bill do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 135, entitled: "An Act relating to the holding of district court places other than county seats," respectfully report as follows:

That House Bill No. 135 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 165, entitled: "An Act to provide for the redemption after sale of mortgage chattels," respectfully report as follows:

That H. B. No. 165 do not pass.

Report adopted.

O'HARA, Chairman.

The Committee on Railroads and Transportation reported as follows:

Mr. Speaker: We, your Committee on Railroads and Transportation, having had under consideration House Bill No. 44, introduced by Smith, entitled: "An Act limiting the length of all trains, in the State of Montana, making the violation thereof a misdemeanor, and providing a penalty therefor," respectfully report as follows:

That H. B. No. 44 do not pass.

BROWN (Lewis & Clark), Chairman.

Mr. Speaker: We, your Committee on Railroads and Transportation, having had under consideration H. B. No. 158 introduced by MacDonald, entitled: "An Act requiring railway and railroad companies to reimburse employees for property losses sustained by moving terminals or division points," respectfully report as follows:

That H. B. No. 158 do pass.

Report adopted.

BROWN (Lewis and Clark), Chairman.

Mr. Speaker: We, your Committee on Enrollment respectfully report as follows:

That H. B. No. 28, and 39 and 60 have been delivered to the Governor's office for his signature.

Report adopted.

H. M. BLACK, Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred H. B.

Nos. 140, 78, S. H. B. No. 21 and No. 13, House Memorial No. 5, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 117, 125, Sub. House Bill No. 9, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

Buell asked permission to introduce a Bill without previous notice and by unanimous consent of the House.

The following House Bills were introduced, read first and second times and referred to the following Committees:

H. B. No. 162, introduced by Charters: A Bill for an Act entitled: "An Act to create the County of Cruse, designate its boundaries, and provide for its organization and government, and to change the boundaries of Fergus County to conform thereto." Referred to Committee on New Counties and Divisions.

H. B. No. 168, introduced by Wallace: A Bill for an Act entitled: "An Act to provide for the physical training of children in the public schools of the State of Montana and to provide for the appointment of a State Supervisor of Physical Education, and Assistant Supervisor of Physical Education, and providing for their compensation." Referred to Committee on Education.

H. B. No. 169, by Cavanaugh: A Bill for an Act entitled: "An Act to amend Sections 7440, 7645 and 7646 of the Revised Codes of Montana of 1907, dealing with notice of application for letters of administration, settlement of accounts and final settlement of estates probate proceedings." Referred to Committee on Judiciary.

H. B. No. 170, introduced by Fairgrieve: A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 203, Laws of the Sixteenth Legislative Assembly of the State of Montana, entitled: "An Act to prevent the manufacture or sale of adulterated or misbranded gasoline, kerosene, illuminating and lubricating oils and greases, road oils and fuel oils for boilers and internal combustion engines; to regulate traffic therein and providing for their inspection, analysis and for standard grades; designating the State Fire Marshal, ex-officio Oil Inspector subject to the supervision and control of the State Board of Examiners, designating the head of the department of chemistry of the State College of Agriculture and Mechanic Arts as State Chemist and defining the powers and duties of such officers; creating a State gasoline inspection fund; providing penalties for the violation of this Act, repealing Section 2112, 2113, 2114, 2115, 2116, 2117 and 2118 of the Revised Codes of Montana of 1907, being Chapter 22 of Title 7, of Part 2 of the political code of the State of Montana and all other acts in conflict herewith." Referred to Committee on Petroleum.

H. B. No. 171, introduced by Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the maintenance of certain of the executive departments and the Judicial Department of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Appropriations.

H. B. No. 172, introduced by Appropriations Committee: A Bill for an Act entitled: "An Act appropriating money for the maintenance of certain of the executive departments and the Judicial Department of the State of Montana for two years, beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Appropriations.

Substitute for House Bill No. 27, introduced by Committee on Judiciary. A Bill for an Act entitled: "An Act providing for the regulation, supervision and licensing of the business of real estate broker; providing for a State real estate commissioner, and defining his powers and duties; and providing for the enforcement of this Act and penalty for the violation thereof." Referred to Printing Committee.

House Joint Memorial No. 7, introduced by Stevens: "A resolution memor

tizing congress for the passage of Legislation now pending before congress for the care and rehabilitation of our soldiers, sailors and marines, who were injured in the late war." Referred to Committee on Military Affairs.

Substitute for Senate Bill No. 116, introduced by Leuthold: A Bill for an Act entitled: "An Act to amend Section 2, Chapter 61 of the Laws of the Thirtieth Legislative Assembly of Montana of 1913, relating to quarantine against insect pests and plant diseases." Referred to Committee on Agriculture.

Substitute for House Bill No. 54, introduced by MacDonald of Flathead: A Bill for an Act entitled: "An Act to amend Sections 6, 4, 7, 8, 9, 14 and 36 of chapter 143, Acts of the Fifteenth Legislative Assembly of the State of Montana, relating to intoxicating liquors." Referred to Committee on Printing.

THIRD READING OF SENATE BILLS.

B. S. No. 85, by Booth, having been read three several times and title and story agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Felton, Geis, Gillette, Goodman, Green (Flathead), Hanson, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Treloar, Troy, Wade, Warren, Wilcomb, Williams, Worden, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Black, Blomquist, Brooks, Charters, English, Faust, Goodland, Green (Dawson), Gullidge, Haskell, Hathaway, Haynes, King, Knudsen, Penewell, Scharnikow, Stevens, Swift, Wallace. Total, 19.

THIRD READING OF HOUSE BILLS.

The following Bills having been read three several times and history and title agreed to, were passed by the following vote:

H. B. No. 77 by MacDonald (Flathead).

Ayes: Allen, Anderson, Arnold, Beley, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Daily, Dillavou, Dodds, Dunbar, Dunn, Faust, Felton, Geis, Gillette, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Worden, Mr. Speaker. Total 85.

Noes: Austin, Bell, Carlson, Fairgrieve, Haskell, Spencer, Stevens, Wilcomb. Total 8.

Absent and not voting: Black, Charters, Cooney, Covell, Dowlin (Rosebud), English, Green (Flathead), Jones, King, Lakin, Penewell, Ray, Sales, Scharnikow, Silver. Total 15.

House Bill No. 64, by Silver.

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Daily, Dillavou, Dowlin (Yellowstone), Dunn, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Jones, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rodgers, Rouleau, Sandy,

Scotfield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulson, Smith, Snell, Spencer, Spratt, Stevens, Swift, Stoner, Treloar, Troy, Wallace, Warren, Wilcomb, Williams, Worden, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Allen, Black, Carlson, Cooney, Covell, Charter Chatfield, Roberts, Sales, Conser, Crumbaker, Dodds, Jones, Lakin, Pennewe Ray, Rixon, Sickler, Scharnikow. Total 19.

On motion, the House recessed until 2:30 P. M.

AFTERNOON SESSION.

House resumed at 2:30 o'clock.

Mr. Speaker in the chair.

On motion of Rhoads, duly seconded and carried, Sub. for H. B. No. 8 was taken from General Orders and made a special order of business for tomorrow 3:00 o'clock.

On motion of Cooney, duly seconded and carried, H. B. No. 50 was taken from General Orders and re-referred to Committee on Revenue and Taxation.

Upon motion by Dodds the House resolved itself into a Committee of the Whole for consideration of General Orders.

Haynes in the chair.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Business on General Orders, respectfully report as follows:

That House Substitute for S. B. No. 42 do pass as amended.

House Bill No. 123 do pass.

House Bill No. 124 do pass.

House Bill No. 68 do pass.

House Bill No. 92 do pass.

House Bill No. 118 do pass.

House Bill No. 69 do pass.

That the enacting clause be stricken from House Bill No. 101.

That the enacting clause be stricken from House Bill No. 46.

House Bill No. 94 do pass.

House Bill No. 122 do pass.

Senate Joint Resolution No. 4 be concurred in. That the enacting clause be stricken from Senate Bill No. 108.

C. E. HAYNES, Chairman.

It was moved by Haynes that the above report be adopted.

As a substitute Faust moved that S. B. No. 108 be segregated from report of Committee of the Whole and be referred to an appropriate committee, and that the report then be adopted. Seconded and carried.

Pursuant to above substitute motion, S. B. No. 108 was re-referred to Committee on Judiciary.

On motion by McQuarrie, duly seconded and carried, S. J. R. No. 4 was reported properly engrossed and placed upon third reading.

On motion, House reverted to Order of Business No. 11.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Insurance, having had under consideration Bill No. 167, introduced by Special Joint House and Senate Committee, respectfully report as follows:

That Joint Bill No. 167 be amended as follows:

Amend Section 10, second line after the word "after" by striking out the words "the close of the hail season" and inserting in lieu thereof "loss has been sustained"; and further by adding after the word "the" in line 5 the words "maximum." Also in line 6 by adding after the word "year" the following "and shall make settlement within thirty days from time loss is sustained in the following manner: By paying either by registered warrant or otherwise if funds are immediately available 90 per cent of the total loss as agreed on less, he

er, the maximum rate of assessment. Balance to be paid at the expiration of the hail season," and as amended, that the bill do pass.

Report adopted.

W. E. DOWLIN, Chairman.

Mr. Speaker: We your Committee on Printing to whom was referred House bills Nos. 127, 154, 141, 85, 148, 30, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

On motion House reverted to Order of Business No. 2.

NOTICES.

Authors give notice, that they will on tomorrow or some subsequent date introduce the following bills:

By Gillette: A Bill for an Act entitled: "An Act that the State of Montana shall have control over the financing of irrigation districts, and the construction and acquisition of irrigation systems, for such districts; authorizing the State of Montana to become indebted in the sum of Twenty Million Dollars (\$20,000,000) over and above any existing indebtedness; providing for the issuance and sale of such bonds in the name of the State of Montana, in the sum of twenty Million Dollars (\$20,000,000) as State obligations; to acquire funds for the purpose of creating a State fund to be known as the "Montana Irrigation Development Fund," with which to purchase bonds of Irrigation Districts organized under the laws of Montana; prescribing the authority and duty of the State Board of Examiners relative to the issuance of such bonds and the sale of irrigation district bonds and the investment of the proceeds derived therefrom, as well as other money in the 'Montana Irrigation Development Fund'; prescribing the duties of State Boards and Officers in the administration of this act, and providing for the submission of this Act to the qualified electors."

By Roberts: "An Act to amend Section 2, of Chapter XXX of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the inspection and operation of Steam Boilers within the State of Montana, including the examination and licensing of engineers therefor."

By Hathaway: A Bill for an Act entitled: "An Act praying that the Senate of the United States of America in Congress assembled, enact into law, at the earliest possible moment, the bill introduced by Senator Kenyon of Iowa, and now pending in that Honorable Body, providing for the proper registration and identification of all lobbyists that are now attendant upon the Congress, or who may hereafter be attendant upon the Sessions of future Congress."

By Rouleau: A Bill for an Act entitled: "An Act to prohibit the wearing of hip or inside pockets on wearing apparel within the State of Montana, unless the contents thereof can be clearly seen from without, and to provide penalties for the violation thereof; and to provide an inquisitorial Commission for the enforcement of the terms of this Act."

By Green (Flathead), a Bill for an Act entitled: "An Act providing for the labor of county, city and town prisoners on the roads, streets or other public works for the benefit of the County, City or Town."

By Smith: A Bill for an Act entitled: "An Act to exempt from taxation property of veterans of the civil war and Spanish-American war and their wives and widows, to the value of one thousand dollars."

By Stevens: A Bill for an Act entitled: "An Act to repeal Chapter 226 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and all acts amendatory thereof, relating to the creation, organization and classification of new counties."

HOUSE RESOLUTION.

Whereas, on January 26, 1921, death claimed one of our most distinguished citizens and pioneers and the State of Montana, the Honorable Paul McCormick, a resident of Yellowstone County, a member of the House of Representatives in territorial days, a man of sterling worth and marked ability, both in public and private life.

Whereas, Paul McCormick, throughout his long life, maintained a constant faith in the greatness of Montana and exerted a profound influence upon the

thought and aspirations of the people of this State during the period of early development and later progress of the State, helping to mold public opinion to conform to a higher standard of civic duty, and adhered unfalteringly to those principles of justice and equality, without which no enduring civic structure can be reared, now, therefore,

Be It Resolved, by the House of Representatives of the Seventeenth Legislative Assembly of the State of Montana, that whereas, the people of this State have suffered a distinct loss in the death of the Honorable Paul McCormick that we at this time, make due acknowledgment of the debt of gratitude to him; and express our sincere sympathy to his family, and

Be It Further Resolved, that a copy of this resolution be spread upon the journal of the House of Representatives, that a copy be placed on file in the Montana Historical Library, and that a copy be sent to his family.

On motion the House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following report was received and read in the House:

We, your Committee appointed to draft resolutions upon the death of the Hon. Paul McCormick of Yellowstone County, present herewith the attached Resolution in triplicate and move that it be adopted.

(Signed):

DILLAVOU,
RODGERS,
HASKELL.

On motion, duly seconded and carried the Resolution on death of Hon. Paul McCormick was incorporated in the minutes, and a copy sent to his family and to the State Historical Library.

THIRD READING OF SENATE BILLS.

S. J. Res. No. 4 by Siegfriedt was adopted on motion.

On motion of McQuarrie, duly seconded and carried, the Speaker together with the President of the Senate, sent a telegram advising our Senators in Congress of the adoption of the above resolution.

On motion, House adjourned until 11:00 o'clock A. M. Friday, February 4
Attest: FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

THIRTY-THIRD DAY

Helena, Montana, February 4, 1921.

House met at 11:00 o'clock A. M. pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called and all present except Brown of Lewis and Clark.

Warren and King excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, have this day examined the Journal for the Thirty-second Legislative day, and have found same to be correct.

JOHNSON of Silver Bow, Chairman.

Report approved.

The Speaker at this time appointed a Committee of three to act with a like Committee appointed by the President of the Senate as a conference Committee to consider House amendments on S. B. No. 8, as follows: O'Hara, Silver Kenyon.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion, duly seconded and carried, were considered as read at length.

r. Speaker:

Helena, Montana, Feb. 3, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were read third time and passed, title agreed to, and are herewith submitted to the House for its concurrence:

Sub. for Senate Bill No. 121, Senate Bills Nos. 129, 137, 138.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, Feb. 3, 1921.

I am directed by the Senate to inform your Honorable Body that House Bill No. 81 was read third time and concurred in, title agreed to and same is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 3d, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times, and referred to the Committees designated:

Senate Bill No. 174, by Harmon: "An Act to repeal Chapter 226 of the Laws of the 16th Legislative Assembly of the State of Montana, and all Acts amendatory thereof, relating to the creation, organization and classification of new counties." Referred to Committee on New Counties.

Senate Bill No. 175, by Church. "An Act creating a Firemen's Pension and Disability Fund; providing for the relief and pensioning of firemen injured or disabled in the performance of their duties and pensioning aged and superannuated firemen in incorporated cities and towns and imposing duties in connection therewith upon the Industrial Accident Board and State Treasurer, and repealing Sections 3334, 3335, 3336, 3337, 3338, 3339, 3340, and 3341 of the Revised Codes of Montana and the Act approved March 8, 1911, entitled: 'An Act in aid of the Disability Fund of Fire Departments in Incorporated Cities for the relief of sick, injured and retired Firemen, and the pensioning of the widows and orphans of deceased Firemen, assigning to said fund certain portions of the licenses derived by the State from Fire Insurance Companies doing business within the State, and Chapter 66 of the Laws of the Sixteenth Legislative Assembly, being an act approved March 1, 1919, entitled: 'An Act to amend Sections 8 and 9, Chapter 129, Session Laws of Montana of 1911, entitled: 'An Act in aid of the disability fund of fire departments in incorporated cities for the relief of sick, injured and retired firemen, and the pensioning of the widows and orphans of deceased firemen, and assigning to said fund certain portions of the licenses derived by the State from Fire Insurance Companies doing business within the State.'" Referred to Committee on Insurance.

Senate Bill No. 176, by Siegfriedt. "An Act amending Section 2108 of the thirteenth Legislative Assembly of Montana of 1913, relating to County High Schools." Referred to Committee on Education.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 3d, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body that a telegram from the Oregon State Legislature asking the Montana Legislature to wire the United States Senators from Montana to support the Chamberlain-McArthur bill Congress was received and read.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 3d, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body that Standing Committees submitted the following reports:

Committee on Engrossed Bills reported Senate Bills Nos. 129, 130, 137, and 138 and Sub. Senate Bill No. 121 correctly engrossed.

Committee on Printing reported Senate Bills Nos. 139 and 147 correctly printed.

Committee on Public Morals reported Senate Bill No. 109 by Donlan, "An Act relating to motion picture films or reels, etc.," and also Sub. for Senate Bill No. 109, and recommended that Sub. for Senate Bill No. 109 do pass.

Committee on Irrigation and Water Rights reported Senate Bill No. 150 by Long, "An Act to amend Section 8 of Chapter 146 Montana Session Laws 1909, being an act for the creation, organization of irrigation districts and relating to the compensation of commissioners and recommended that said bill be amended by striking out in the fifth line of Section 1 the words "and their actual and necessary expenses" and as so amended the bill do pass.

Committee on Irrigation and Water Rights reported Senate Bill No. 107 by Connelly, "An Act to provide for the creation, organization, government and extension of drainage districts, etc.," And recommended that said bill be amended by striking out Section 43 of the original bill and substituting thereof the following:

"Section 43. Fourth: What lands within the district as by them reported will be benefitted by the proposed work; and they shall assess each tract, lot and easement, by whomsoever held, the amount of benefits which they determine will be caused to the same by the proposed work. This shall be shown by a report of the Commissioners showing their findings, which shall be arranged in tabular form, the columns of which shall be headed as follows: (Column 1—'Owners or property assessed': 2—'Description of property assessed'; 3—'Number of acres assessed': 4—'Amount of benefits assessed'; 5—'Number of acres taken for right-of-way': 6—'Value of property taken': 7—'Damages' which shall be known as the assessment roll. The benefits so assessed as herein referred to as 'assessment of benefits.'"

Also amend Section 47 of said bill by striking out that portion of the section beginning with the words "This shall be shown" in line 7, and ending with the words "and tracts of land" in line 17.

Also amend Section 63 of said bill by inserting in line 27, after the words "necessary repairs" the words "maintenance, incidental expenses and interest or outstanding indebtedness."

Also amend Section 74 of said Bill by striking out in Lines 28 and 29 Page 24, the words "interest on."

Also amend Section 74 of said bill by inserting in line 2, page 25, after the words "judge thereof" the following: "Provided, however, that the total assessments for original expenses and interest on bonds, shall, in no event, exceed the total assessments of benefits as provided in Section 43 of this act notice of the hearing of the application for such additional assessment shall be published at least once each week for three consecutive weeks in one newspaper published in each county, in which said lands, or any part thereof, within said district are situated."

Also amend said bill by striking out all of subdivision (a) of Section 79 and inserting in lieu thereof the following:

"Section 79. (A) The commissioners may borrow money not exceeding the amount of assessment for the cost of construction and additional assessments, as provided in Section 63, unpaid at the time of borrowing, for the construction or repair, or any work which they shall be authorized to construct or repair, or for the payment of any indebtedness which they may have lawfully incurred, and may issue notes or negotiable coupon bonds on the district, bearing interest at a rate not to exceed six per cent per annum, payable semi-annually, and not running beyond one year after the payment of the last installment of the assessment, on account of which money is borrowed, shall fall due. Before the issuance of said notes or bonds, (the Commissioners shall pass a resolution providing for the issuance of such notes or bonds,) which said resolution shall fix the rate of interest which said notes or bonds shall bear, not exceeding six per centum per annum, payable semi-annually, the time of payment and, if redeemable before maturity, the date thereof, and shall prescribe the denomination

not exceeding One Thousand Dollars, and form thereof, and may provide that both the principal and interest of said notes or bonds shall be payable at some convenient banking house, or trust company's office, to be named in said notes or bonds; such notes or bonds shall bear the signature of the President of the drainage district and shall be signed by the Secretary of such drainage district and the coupons attached to the notes or bonds shall be signed by the President and Secretary, provided, the fac-simile signatures of the President and Secretary may be affixed to the coupons, only when so recited in the notes or bonds, and the corporate seal of the drainage district shall be affixed to each of the notes or bonds. Upon execution, the notes or bonds shall be deposited with the County Treasurer, who shall register the same in a book provided for that purpose, which shall show the number and amount of each note or bond, its date, the date payable and redeemable, where payable, the person to whom issued and, upon sale of the said notes or bonds, the County Treasurer shall deliver the same to the person or persons to whom sold, upon their making payment for the same; said notes or bonds may be sold by the Commissioners at their public or private sale, either with or without advertisement; as they may deem it to the best interests of the district; said notes or bonds shall not be sold at less than ninety per cent of their face value; said notes or bonds shall not be held to make the Commissioners personally liable, but shall constitute a lien upon the assessments for the repayment of the principal and interest of such notes or bonds," and that as so amended the bill do pass.

Committee on Agriculture reported Senate Bill No. 123 by Pauline, "An Act to amend Section 2 of Chapter 25 Session Laws of the Fourteenth Legislative Assembly as amended by Section 1 of Chapter 152, Laws of the Fifteenth Legislative Assembly, concerning threshermen's liens upon grain and other crops, and recommend that same do not pass.

Committee on Agriculture reported Senate Bill No. 159, by Griffin, "An Act amending Section 3 of Chapter 153 Session Laws of 1917, providing for the extermination of gophers and prescribing the manner in which the expense of the extermination of the same shall be paid," and recommended that the same do pass.

Committee on Agriculture reported Senate Bill No. 110, by Harmon, "An Act authorizing stockholders and members of co-operative agricultural corporations to vote by delegates and providing for the mode of their voting," and recommended that the same be amended by striking out Section 4 thereof and so amended the bill do pass.

Committee on Agriculture reported Senate Bill No. 113 by Harmon, "An Act to provide for the formation of co-operative agricultural or horticultural associations instituted for the purpose of mutual health and not having capital stock or conducted for profit for the purposes," and recommended that the same do not pass, but that the Sub. for Senate Bill No. 113 do pass.

Committee on Military Affairs reported House Bill No. 25, "An Act relating to the Veteran's Welfare Commission, etc.," and recommended that the same do pass.

Committee on Insurance reported Senate Bill No. 153 by Junod, "An Act regulating the business of auditing and abstracting life insurance policies and annuities, etc.," and recommended that the same be passed.

Committee on Insurance reported Senate Bill No. 167 by Donlan: "An Act relating to the liability of fire insurance companies upon policies of insurance and providing for valued policies of fire insurance," and recommended that the same do not pass.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 3d, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Booth and the vote of the Senate, the Senate concurred in the amendments to Senate Bill No. 35.

Upon motion by Senator Booth, duly seconded and carried, the President was authorized to appoint a Conference Committee of three and ask for the appointment of a like committee from the House to consider House amendments to Senate Bill No. 8. The President appointed as such Committee Senators Booth, Slaterry and Parker.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 3d, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second time and referred to Committees designated:

House Bill No. 61, by Blomquist, "An Act prohibiting the making, disseminating, circulating, publishing or placing before the public in any other manner, false or fraudulent advertising in connection with the sale of merchandise, securities, service, etc., and prescribing penalties for the violation of the provisions of this Act, and repealing Chapter 117 of the Laws of the Fourteenth Legislative Assembly of the State of Montana and all other acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 87, by Committee on Appropriations, "An Act providing for the investment of the State Educational Bond sinking and interest fund." Referred to Committee on Claims and Finance.

House Bill No. 88, by Committee on Appropriations: "An Act to abolish the State Board of Health maintenance fund, the State Fire Marshal's fund and the State Examiner's Fund and directing the transfer of all moneys now in said funds or hereafter accruing thereto to the general fund." Referred to Committee on Finance and Claims.

House Bill No. 91, by Committee on Appropriations: "An Act to amend Section 3 of Chapter 85 of the Laws of the Thirteenth Legislative Assembly abolishing the fund known as the investment commission fund, directing the transfer to the General Fund of all moneys now in or hereafter accruing to said fund." Referred to Committee on Finance and Claims.

House Bill No. 107, by Committee on Appropriations: "An Act to abolish the Secretary of State's trust fund and directing the transfer of all moneys now in said fund or hereafter accruing thereto into the General Fund." Referred to Committee on Finance and Claims.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 3d, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of bills were received and read:

By Lewis: "An Act to abolish the office of State Parole Commissioner and to repeal Chapter 13 of the Session Laws of the Thirteenth Legislative Assembly relating thereto."

By Anderson: "An Act relating to the employment of honorably discharged soldiers and sailors of the United States, and their widows, in the public departments and upon all public works of the State of Montana and of any County thereof, and providing for the recording of certificates of honorable discharge of said soldiers."

By Gibson: "An Act to amend Section 65, Chapter 146, of the Session Laws of the Eleventh Legislative Assembly, as amended by Chapter 145 of the Session Laws of the Fourteenth Legislative Assembly, relating and providing for the keeping of books and records by Irrigation Districts and the inspection thereof by the State Examiner, and officers and employees of the United States Government, and prescribing the duties of the County Treasurer and of the County Attorney, and prescribing penalties for a failure to comply with the provisions of this Act."

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 3d, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the Governor notified the Senate that he had approved the following measures: Senate Bills No. 16, 17, 27, 30, 33, 38, 53, 54, 55, 58, 60, 62, 70, 71, 74, 88, 91, 92, 94.

Very respectfully

C. J. McALLISTER, Secretary of the Senate.

Speaker:

Helena, Montana, Feb. 3d, 1921.

I am directed by the Senate to inform your Honorable Body that on motion Senator Booth, duly seconded and carried, House Joint Resolution No. 1 was taken from General File and referred to Committee on Judiciary; on motion of Senator Donlan, duly seconded and carried, Senate Bill No. 156 was taken from General File and placed on General File at the head of the list for tomorrow's session; on motion of Senator Booth, duly seconded and carried, Senate Bill No. 136 was taken from Third Reading and re-referred to General File for tomorrow's session; on motion of Senator Lewis, duly seconded and carried, Senate Bill No. 154 was taken from General File and made a special order of business at the head of the list of General File for Monday, February 7th; on motion of Senator Booth, duly seconded and carried, Senate Bill No. 144 was taken from General File and made a special order of business for Monday, February 7th, following Senate Bill No. 136; on motion of Senator Henderson, duly seconded and carried, Senate Bill No. 154 was taken from General File and consideration thereon was delayed until tomorrow's session.

Very respectfully

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 3d, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred business on General File respectively reported as follows:

House Joint Resolution No. 2 and recommended that same be concurred in.
T. P. STEWART, Chairman.

The above report was adopted.

Very respectfully

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 3d, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that at 12:45 P. M. the Senate adjourned to meet Friday, February 4th, 1921, at 11 o'clock P. M.

Very respectfully

C. J. McALLISTER, Secretary of the Senate.

The following communication was received from the Butte Stationary Engineers' Union:

The House of Representatives of the State of Montana, Mr. R. H. Wiedman, Chief Clerk.

Be It Resolved: By Butte Stationary Engineers' Union No. 83, in meeting assembled, protest against the passage of House Bill No. 49, introduced by General Warren.

We believe this bill should be rejected for the following reasons:

It prohibits the peaceable dissemination of information by one person to another, and we contend that this right is fully as important as the right of assembly and speech.

Where disputes unfortunately occasionally arise between workers and employers the situation and condition of affairs may be ably set forth by the parties on one side through the public press, while the other side may have to rely almost entirely upon disseminating information from their viewpoint by peaceable means, which the passage of this bill would make unlawful.

We respectfully request that you give this bill careful consideration, and will duly appreciate your support in rejecting what we consider legislation infringing upon the rights of the people.

CHAS. BOULWARE, President.
E. E. SWEENEY, Secretary.

The following was received from Lewistown, Montana:

Honorable Fred Gibson, Speaker, House of Representatives, Helena, Montana.

A meeting of Representatives of Independent Oil operators, small investors and the general public interested in the production of oil in Montana urge you strongly to oppose the passage of Senate Bill No. 103 by the House of Representatives on the ground that it is designed to embarrass the operations of operators and would curtail the prospecting of undeveloped structure within the state and is a bill whose real purpose is to favor the monopoly of the large operators.

ROY E. AYERS, Chairman.
R. MARGETTS, Secretary.

NOTICES.

Authors give notice that they will on tomorrow or some subsequent day introduce the following bills:

By Boorman, of Cascade: A Bill for an Act entitled: "An Act to provide for the punishment of persons responsible for, or directly promoting or contributing to the conditions that render a child neglected or delinquent."

By Johnson of Silver Bow: A Bill for an Act entitled: "An Act to prescribe the duties of the State Superintendent of Public Instruction, County Superintendent, City Superintendents, School Officers and Teachers in the teaching of American patriotism within the schools and to amend sub-division No. Section 803, Chapter VIII of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly relating to the appointment and selection of teaching and prescribing their powers and duties.

By request of American Legion of Montana.

By Boorman of Cascade: A Bill for an Act entitled: "An Act to provide for conferring jurisdiction upon the district court to adjudicate upon all cases of children under eighteen years of age who are delinquent, neglected or otherwise subject to the discipline or in need of the care and protection of the State; a protection of the State; and regulating the procedure in such cases, including the establishment of a detention home, a probation system, appointment of guardians for such children, and to punish any adult who may encourage, aid, abet or connive at such state of delinquency or neglect."

By Cavanaugh: A Bill for an Act entitled: "An Act to permit the establishment of public fuel yards in cities and towns and provide for the support and maintenance; prohibiting discrimination in sales of fuel thereto and fixing penalties for the violation thereof.

By Arnold: A Bill for an Act entitled: "An Act relating to Taxation by imposing a penalty for delinquent taxes, regulating the publication of notice of delinquent taxes and all delinquent tax lists, amending Section 2616 of the Revised Codes of the State of Montana of 1907, as amended in Chapter 15 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana and to amend Section 2623, 2629, 2657, and 2644 of the Revised Codes of the State of Montana of 1907, and repealing all Acts and parts of Acts in conflict herewith.

By Kemp: A Bill for an Act entitled: "An Act to provide for the periodic inspection of elevators operated in places of employment in this State; to require a permit for such operations; to make it a misdemeanor to operate such elevators without such permit; and to provide for an injunction against such operation dangerous to the lives or safety of employees; to vest in the Industrial Accident Board the power to make such inspections and determine the competency of inspectors and require reports of inspections, and to issue permits and prescribe maximum fees therefor."

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Speaker:

We, your Committee on Engrossment, to whom was referred H. B. No. 42, introduced by Comm. on Appropriations, beg leave to report same back as correctly engrossed.

H. AUSTIN, Chairman.

Report adopted.

Speaker:

We, your Committee on Engrossment, to whom was referred Sub. H. B. 42, introduced by Judiciary Committee beg leave to report same back correctly engrossed.

H. AUSTIN, Chairman.

Report adopted.

Speaker:

We, your Committee on Engrossment, to whom was referred H. B. No. 42, introduced By Scharnikow, beg leave to report same back as correctly engrossed.

H. AUSTIN, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 42, a bill for an Act entitled: "An Act appropriating money for the mileage and per diem of presidential electors elected at the General Election November 2nd, 1921, for their respective residences to Helena, Montana, January 10, 1921, and return; also for mileage and per diem for messenger to carry results of Presidential Vote from Helena, Montana, to Washington, D. C., and return," beg leave to report same back with the recommendation that it be amended as follows: By striking out in the title of said bill the words: "Also for mileage and per diem messenger to carry results of Presidential Vote from Helena, Montana, to Washington, D. C., and return" and by striking out in Section 1 of said bill the words: "To mileage and per diem for messenger to carry results of Presidential Vote from Helena, Montana, to Washington, D. C., and return \$400.00" and that as so amended, said bill do pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 42, a Bill for an Act entitled: "An Act appropriating money for an emergency fund to be used in the control of serious outbreaks of insect pests and plant diseases affecting crops in Montana and prescribing the method of its expenditure," beg leave to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 42, a Bill for an Act entitled: "An Act to protect the lives, health and morals of women and minor workers, and to establish maximum hours, authorizing and empowering the industrial accident board to fix such maximum hours and standard conditions of labor for such workers, providing for the appointment of a secretary of the Industrial Accident Board, fixing her salary and duties and providing penalties for the Act; making an appropriation therefor; and repealing acts or parts of acts in conflict herewith," beg to report the same back to the House with the recommendation that it do not pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 42,

171. a bill for an Act entitled: "An Act appropriating money for the maintenance of certain of the executive departments and the Judicial department of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921," beg to report same back with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. 172, a bill for an Act entitled: "An Act appropriating money for the maintenance of certain of the Executive Departments and the Judicial Department of the State of Montana for two years, beginning July 1, 1921, and ending June 30, 1923," beg to report the same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration House Bill No. 144, entitled: "An Act providing for the semi-annual payments of tax, amending Section 2616, 2622, 2623, 2629, 2657, 2684 of the Revised Codes of 1907, of the State of Montana, relating to the publication of notice of delinquency, the time when taxes become due and the penalty for non-payment; publication of the delinquent tax list and the seizure and sale of the personal property for taxes," respectfully report as follows: That H. B. No. 144 be amended as follows:

Insert in line 3, of section 1, after the word "person" the words "company or corporation" and when so amended the bill do pass.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Revenue and Taxation having had under consideration Sub. for H. B. No. 50, being a bill for an Act entitled: "An Act regulating the custody of the moneys and securities of the State, designating the State Treasurer, the treasurer of every state board, commission, bureau, department, and state institution, and providing for the deposit of all state moneys, securities, and evidence of indebtedness with the State Treasurer twice monthly, and providing the method and manner of keeping state funds and of paying out same, and providing for revolving funds at State institutions," respectfully report as follows: That Sub. H. B. No. 50 be amended to read as follows:

By adding in line 5, Section 1 of the printed bill after word "indebtedness" the words "except such securities or other evidences of indebtedness as covered under Chapter 96, Session Laws 1915 as amended;

And in line 6, section 2, following the word "law" insert the following: "Provided, however, that nothing in this Act contained shall require an appropriation by the Legislature for the administering of any specific trust funds administered by any state board commission, or department."

And in line 16, Section 3, of the printed bill after the word "state", insert the words "Board of Examiners," and that as so amended the bill do pass.

COONEY, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. 94, introduced by Committee on Appropriation, beg leave to report the same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. 122, introduced by Committee on Appropriation, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. introduced by Rhoads, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. introduced by Berglin, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. introduced by Committee on Appropriation beg leave to report same back correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. introduced by Committee on Appropriation, beg leave to report same back correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Speaker:

We, your Committee on Joint Rules and order of business, to whom was referred resolutions of the Printing Committee, beg leave to report same back the House with the recommendation that it be not adopted.

DODDS, Chairman.

Report adopted.

The Speaker gave notice and signed in open session: H. B. No. 52, by Dow, of Yellowstone County.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred Committees as follows:

Buell was granted permission to introduce a bill without previous notice and unanimous consent of the House.

Sub. for Senate Bill No. 121, by Mains: A Bill for an Act entitled: "An emergency act authorizing the board of school trustees of any school district to and outstanding indebtedness by the issuance of bonds, regulating the issuance such bonds and providing for the payment thereof; authorizing the issuance warrants by school districts for the current expenses of the school year of 20-1921, in excess of available moneys and in excess of the tax levy heretofore made and for the subsequent funding of said warrants." Referred to Committee on Education.

Senate Bill No. 129, by Greening: A Bill for an Act entitled: "An Act to amend Chapter 136 of the Laws of the Fifteenth Legislative Assembly of 1917, and Section 50 of Chapter 89 of the Laws of the Fourteenth Legislative Assembly, relating to Reserve requirements for Montana State Banks. Referred to Committee on Banks and Banking.

Senate Bill No. 137, by Leuthold: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 106 of the Laws of the Eleventh Legislative Assembly, relating to purposes for which private corporations may be formed." Referred to Committee on Judiciary.

Senate Bill No. 138, by Greening: A Bill for an Act entitled: "An Act to amend Section No. 4192 of the Revised Codes of the State of Montana of 1907, relating to the time when building and loan associations may commence business, and granting to the State Examiner discretion in the issuance of the certificate authorizing the commencement of business by such examiner; also,

to amend Section No. 4198 of said Revised Codes, pertaining to the taxation the property and capital stock of building and loan associations." Referred Committee on Banks and Banking.

H. B. No. 173, by Green of Flathead: A Bill for an Act entitled: "An Act providing for the labor of County, City and Town prisoners on the roads, streets or other public works for the benefit of the County, City or Town." Referred Committee on Affairs of Cities.

H. B. No. 174 by Haynes: A Bill for an Act entitled: "An Act to amend Chapter 29 of the Montana Session Laws of 1917; being an Act to prohibit gambling on games played upon pool and billiard tables; to punish those who participate therein, as well as those who conduct or carry on such games and provide for early closing of all pool halls, billiard halls, bowling alleys and other places where pool or billiards is played." Referred to Committee on Public Morals.

H. B. No. 175, by Riggs: A Bill for an Act entitled: "An Act defining duties of cities or towns and their officers or agents in case livestock or domestic animals of any kind are impounded, restrained or seized, by such city or town, and defining the duties of the Secretary of the Montana Livestock Commission in such cases." Referred to Committee on Affairs of Cities.

H. B. No. 176, introduced by Committee on Appropriations: A Bill for an Act entitled: "An Act appropriating money for the use of the Montana Tuberculosis Sanitarium for the period beginning March 1, 1921, and ending June 1, 1921." Referred to Committee on Appropriations.

H. B. No. 177, introduced by Jones: A Bill for an Act entitled: "An Act to amend Sections 2, 3, and 4 of Chapter 142 of the Laws of the Fourteenth Legislative Assembly relating to improvement districts." Referred to Committee on Judiciary.

H. B. No. 178, introduced by Beley: A Bill for an Act entitled: "An Act to promote the safety of travelers and employees upon railroads by compelling common carriers by railroad to properly man their trains, and providing a penalty for the violation thereof." Referred to Committee on Railroads and Transportation.

H. B. No. 179, introduced by Silver: A Bill for an Act entitled: "An Act to amend Section 3257 of the Revised Codes of the State of Montana of 1907 relating to the duties of city treasurers." Referred to Committee on Judiciary.

H. B. No. 180, introduced by Roberts: A Bill for an Act entitled: "An Act to amend Section 2 of Chapter XXX of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the inspection and operation of steam boilers within the State of Montana, including the examination and licensing of engineers therefor." Referred to Committee on State Boards and Officers.

MOTIONS AND RESOLUTIONS.

The following motion by Treloar was duly seconded and carried:
Mr. Speaker:

For the courteous hospitality, brilliant entertainment and splendid banquet, especially prepared by the Lewis and Clark Rod and Gun Club of Helena, Wednesday evening, February 2nd, for the members of the Seventeenth Legislative Assembly of Montana.

To assure the organization of our appreciation and approval.

I move: That the House of Representatives extend to the officers and members of the Lewis and Clark Rod and Gun Club a unanimous vote of thanks.

(Signed): TRELOAR.

CONSIDERATION OF MESSAGE FROM GOVERNOR AND SENATE.

The following message with certain petitions was received from the Governor:

February 3, 1921.

The Speaker, House of Representatives, Helena Montana:

I have the honor to transmit herewith certain petitions that have been f

led to me by citizens of Havre, Montana, relative to the matter of the establishment of a branch of the State Hospital for the Insane at Fort Assiniboine.
(Signed): JOS. M. DIXON, Governor.

PETITIONS FROM RESIDENTS OF HILL COUNTY.

the Legislative Assembly of the State of Montana:

We, the undersigned, citizens of Havre, Montana, voters and taxpayers, in view the best interest of our progressive little city, condemn in unreserved terms the attempt now being made to foist upon this community a insane asylum.

We call the attention of the Legislative Assembly of Montana to the fact the property at Assiniboine which it contemplates using for an insane asylum was obtained through our instrumentality for the purpose of a school, we regard the attempt to divert it to other uses as an inexcusable breach of faith, and we regard any one who attempts to perpetrate this injustice as an enemy of this community.

Signed by J. G. Pedersen & Co., (Pioneer Meat Market); H. M. Prentiss (N. Shops); W. E. Wiltnes, and 119 other signers.

On motion of Johnson (Deer Lodge), duly seconded and carried, above petition from residents of Hill County was referred to Committee on Appropriations.

THIRD READING OF HOUSE BILLS.

H. B. No. 68, by Rhoads, having been read three several times, title and history agreed to as corrected, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Davou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Engle, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Skulason, Smith, Snell, Stoner, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Worden, Speaker. Total 94.

Noes: None.

Absent and not voting: Bergeson, Brown (Lewis & Clark), Buell, Daily, Es. King, Phelps, Scharnikow, Shoemaker (Yellowstone), Sickler, Silver, Stevens, Warren, Williams. Total 14.

H. B. No. 69, by Berglin, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Berglin, Black, Bohling, Boorman, Brasier, Brooks, Cady, Cavanaugh, Charters, Chatfield, Covell, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Engle, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Worden, Speaker. Total 85.

Noes: Blomquist, Brown (Mineral), Carlson, Hathaway, Stoner. Total 5.

Absent and not voting: Bell, Bergeson, Brockway, Brown (Lewis and Clark), Conser, Cooney, Dodds, Gillette, Knudsvig, Penewell, Phelps, Roberts, Scharnow, Spratt, Stevens, Warren, Williams. Total 18.

H. B. No. 123, by Appropriations Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Bohling, Brasier, Brooks, Brown (Mineral), Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Worden. Mr. Speaker. Total 94.

Noes: None.

Absent and not voting: Beley, Bergeson, Boorman, Brockway, Brown (Lewis & Clark), Buell, Crumbaker, Dowlin (Rosebud), King, Sales, Scharnikow, Stevens, Warren, Williams. Total 14.

H. B. No. 124 by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Sickler, Skulason, Smith, Snell, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Worden. Mr. Speaker. Total 90.

Noes: None.

Absent and not voting: Beley, Carlson, Charters, Dowlin (Rosebud), Jones, King, Larson, McQuarrie, Reid, Rhoads, Scharnikow, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Spencer, Stevens, Wade, Warren, Williams. Total 18.

H. B. No. 92 by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Treloar, Troy, Wade, Wallace, Worden. Mr. Speaker. Total 93.

Noes: None.

Absent and not voting: Allen, Beley, Brown (Lewis & Clark), Charters, Dowlin (Rosebud), Dowlin (Yellowstone), Jones, King, Scharnikow, Stevens, Swift, Warren, Wilcomb, Williams. Total 15.

H. B. No. 94, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Has-

thaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Perrine, Phelps, Reeves, Reid, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Worden, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Anderson, Arnold, Beley, Brown (Lewis & Clark), Charters, Conser, Dunbar, Fairgrieve, Faust, Johnson (Fergus), Jones, King, Parsons, Penewell, Provinse, Ray, Rhoads, Roberts, Scharnikow, Silver, Stevens, Warren, Williams. Total 23.

H. B. No. 122, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Boorman, Brasier, Brockway, Brooks, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Covell, Crumbaker, Daily, Dillavou, Dodds, Down (Yellowstone), Dunbar, Dunn, English, Felton, Geis, Gillette, Goodland, Gooden, Green (Dawson), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis & Clark), Sickler, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Beley, Bergeson, Brown (Lewis & Clark), Charters, Conser, Cooney, Dowlin (Rosebud), Fairgrieve, Faust, Green (Flathead), Kenyon, MacDonald (Flathead), Penewell, Rhoads, Sales, Scharnikow, Shoemaker (Yellowstone), Silver, Stevens, Warren. Total 22.

On motion by Geis, duly seconded and carried, House Substitute for S. B. 42 and H. B. No. 118 was removed from third reading and placed on General Orders.

On motion, duly seconded and carried, House recessed until 2:30 P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in the chair.

On motion by Brooks, duly seconded and carried, Substitute for H. B. No. 13 Substitute for H. B. No. 9 was placed at bottom of list on General Orders today's consideration.

On motion, duly seconded and carried, House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Rixon in chair.

House resumed.

Mr. Speaker in chair.

Report of Committee of Whole as follows:

February 4, 1921.

Mr. Speaker: We, your Committee of the Whole, having had under consideration Substitute for H. B. No. 21, respectfully report same back with the commendation that it do pass with the following amendments:

Amend all sections wherever the figure 15 with reference to the age of children appears in the bill, that the figure 16 be inserted in lieu thereof.

Amend Section 3 by inserting in line eleven (11) after the word "States" words "or who has not declared her intention to become a citizen."

Amend Section 3, subdivision 5, by striking out the word "made in line 11, of 3 of the printed bill.

Report adopted.

RIXON, Chairman.

On motion of Cooney, House resolved itself into Committee of Whole consideration of Substitute for H. B. No. 8.

GENERAL ORDERS.

Rixon in chair.

House resumed.

Mr. Speaker in the chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Substitute for H. B. No. 8, report same back with the recommendation that it do pass with the following amendments:

Amend Section 1 by inserting after the words "provided each county" line 7 of printed bill, the words "now created."

Amend Section 3 by striking out the whole thereof and inserting in lieu thereof the words:

Section 3. "Whenever a new county is created, it shall be attached to and become a part of the Representative District, embracing the county from which the largest area included in the new county has been taken."

Report adopted.

RIXON, Chairman.

On motion, duly seconded and carried, the House adjourned until 11 o'clock Saturday, February 5th.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

THIRTY-FOURTH DAY

Helena, Montana, February 5, 1921.

House met at 11:00 o'clock A. M. pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called and all present except King, Wilcomb, Williams. Warren and Cavanaugh excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal have this day examined the Journal for the thirty-third Legislative Day, and have found same to be correct.

Report approved.

JOHNSON, of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following Communications were received and read in the House:
The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures:

H. B. 39—Appropriating money for offices of Attorney General, Secretary of State, State Auditor, State Treasurer, and Superintendent of Public Instruction.

H. B. 60—Repealing Chapter 8 of Laws of Extraordinary Session of Fifteenth Assembly, extending protection to civil rights of members of the military and naval establishments.

(Signed) JOS. W. DIXON, Governor.

The Communications from the Senate, upon motion, duly seconded and carried, were considered as read at length.

Helena, Montana, Feb. 4th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Resolution No. 2, by Warren, was read third time and concurred in, agreed to and same is herewith returned to the House.

Very respectfully

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 4th, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that following notices of the introduction of Bills were received and read:

By Church: "An Act to amend Section 6155 of the Revised Codes of Montana, relating to assignments for the benefit of creditors, as amended by Chapter of the Laws of the Sixteenth Legislative Assembly.

By Edwards—"An Act amending Sections 4413 and 4416 of the Revised Codes of Montana of 1907, relating to the statements to be filed by foreign corporations."

By Booth: "An Act to amend Section 3194 of the 1907 Revised Codes of State of Montana, pertaining to fees of County Commissioners."

By Booth: "An Act providing for the publication and distribution of the revised Codes of Montana of 1921."

By T. P. Stewart: "An Act amending Section 7673 of the Revised Codes of Montana of 1907, relating to the distribution of estates and the determination of heirship of foreign heirs."

By Colburn: "An Act amending Section 7891 of the Revised Codes of Montana of 1907 as amended by Chapter 41 of the Session Laws of 1913, relating to the competency of witnesses."

Very respectfully

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 4th, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that following Bills were introduced, read first and second times and referred to committees designated:

Senate Bill No. 177, by Anderson: "An Act relating to the employment of honorably discharged soldiers and sailors of the United States and their widows in the public departments and upon all public works of the State of Montana and of the counties, thereof, and providing for the recording of certificates of honorable discharge of said soldiers."

Referred to Committee on Labor and Capital.

Senate Bill No. 178, by Edwards: "An Act to amend section 12, chapter 8 of the Laws of the Thirteenth Legislative Assembly relative to procedure and notice of the foreclosure of chattel mortgages."

Referred to Committee on Judiciary.

Senate Bill No. 179, by Edwards: "An Act to amend Section 6521 of the revised Codes of 1907 relative to the manner of publication of summons in a civil action." Referred to Committee on Judiciary.

Senate Bill No. 180, by Greening: "An Act to amend Section 2003 of Chapter 75 of the Laws of the Thirteenth Legislative Assembly relative to the appointment of County Superintendents of school moneys." Referred to Committee on Education.

Senate Bill No. 181, by Gibson: "An Act to amend Section 65, Chapter 11, of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, as amended by chapter 145 of the session laws of the Fourteenth Legislative Assembly, relating to and providing for the keeping of books and records for Registration Districts, and the inspection thereof by the State Examiner and officers and employees of the United States government, and prescribing the duties and compensation of the Secretary of the Board, and duties of the County Treasurer and of the County Attorney and prescribing penalties for a failure to comply with the provisions of this Act."

Referred to Committee on Irrigation.

House Bill No. 77, by MacDonald of Flathead: "An Act amending Sections 6, 7277, 7279, 7283, and 7285 of the Revised Codes of Montana, of 1907, relating to summary proceedings, for obtaining possession of real property in certain cases, and providing for a speedy trial and prompt decision of actions for forcible entry, forcible detainer, and repealing Sections 7288 of the Revised Codes of Montana of 1907." Referred to Committee on Judiciary.

House Bill No. 64 by Silver: "An Act to amend Section 7166 of the Re-

vised Codes of 1907, relating to the awarding of council fees on foreclosure of liens." Referred to Committee on Judiciary.

Senate Bill No. 182, by Committee on Finance and Claims: "An Act authorizing the transfer of money in certain special state bond funds to the general fund of the State." Referred to Committee on Finance and Claims.

Very respectfully

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 4th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of a resolution adopted by the Butte Stationary Engineer's Union, No. 83 of Butte, protesting against the passage of House Bill No. 499, by Warren, was received and read.

Very respectfully

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 4th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the Standing Committees submitted the following reports:

Committee on Counties, Towns and Municipal Corporations reported for Senate Bill No. 99, by Donlan: "An Act authorizing County Commissioners to fix the number, compensation, term and tenure of office of all deputies, assistants, clerks and stenographers employed by all county officers" and recommended that same be amended as follows: Amend Section 3, line 1, by striking out the words "or assistants" after "deputy." Also amend section 4, by striking out lines 4, 5, and 6 and as so amended that the same do pass.

Committee on Counties, Towns and Municipal Corporations reported House Bill No. 41 by Silver: "An Act to amend Chapter 143 of the Acts of the 17th Legislative Assembly of the State of Montana, etc." and recommended the same be concurred in.

Committee on Printing reported Senate Bills Nos. 148, 160 and 163 correctly printed.

Committee on Engrossed Bills reported Sub. for Senate Bill No. 117 correctly engrossed.

The above reports were adopted.

Very respectfully

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 4th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of communication from the Governor transmitting to the Senate certain petitions by citizens of Havre, Montana, relative to the matter of the establishment of a branch of the State Hospital for the Insane at Fort Assiniboine, was received and read and the petitions were referred to the Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 4th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body of the Governor transmitted to the Senate the following list of appointments made by the Governor during the recess of the Senate:

To be members of the Board of Managers of the State Soldiers' Home—Charles S. Warren, of Silver Bow; Dr. A. T. Munro, of Flathead; R. C. Wall, of Lewis and Clark; John O. Morton, of Flathead; James R. Goss, of Yellowstone.

To be members of the State Board of Education—Ward H. Nye, of Yellowstone; Leo, H. Faust, of Lincoln; William M. Bole, of Cascade; Walter S. Hoffman, of Gallatin.

To be members of the State Livestock Commission—D. W. Raymond, of Madison; Percy Williamson, of Custer.

To be State Engineer, to fill a vacancy—C. S. Heidel, of Lewis and Clark.

To be members of the State Board of Medical Examiners—Dr. S. A. Cooney, Lewis and Clark; Dr. A. W. Deal, of Fergus; Dr. LeRoy Southmayd, of Cascade.

To be a member of the State Board of Architectural Examiners—Chandler Cohagen, of Yellowstone.

That the following named persons were nominated and appointed by the Governor as officers and members of State Boards in each instance indicated.

To be members of the Board of Managers of the State Soldiers' Home—A. T. Monroe of Flathead, for the term ending March 16, 1923; John O. Morris, of Flathead, for the term ending April 18, 1921; James R. Goss of Yellowstone, for the term ending April 18, 1921.

To be members of the State Board of Education—Robert M. Line, of Columbus, Stillwater County, for the term ending February 1, 1923, to succeed Ward Nye; Charles H. Foot, of Kalispell, Flathead County, for the term ending February 1, 1923, to succeed Leo H. Faust; James W. Freeman of Great Falls, Cascade County, for the term ending February 1, 1923, to succeed William H. le.

Whitfield Spain of Bozeman, Gallatin County, for the term ending February 1924, to succeed Walter S. Hartman.

To be members of the State Livestock Commission—D. W. Raymond, of Madison, for the term ending March 1, 1925; Percy Williamson, of Custer, for the term ending March 1, 1925.

To be State Engineer—C. S. Heidel, of Lewis and Clark, for the term ending March 7, 1923.

To be members of the State Board of Medical Examiners—Dr. S. A. Cooney, Lewis and Clark, for the term ending January 1, 1927; Dr. A. W. Deal, of Fergus, for the term ending February 10, 1926; Dr. LeRoy Southmayd of Cascade, for the term ending January 1, 1928.

To be a member of the State Board of Architectural Examiners—Chandler Cohagen, of Yellowstone, for the term ending March 27, 1921.

Upon motion of Senator Leuthold, duly seconded and carried, the above appointments were confirmed.

The following named persons were nominated and appointed by the Governor to be members of the State Board of Education: John Dietrich, of Lewis and Clark, for the term of four years, beginning February 1, 1921; Frank Eliel, of Averhead, for the term of four years, beginning February 1, 1921.

Upon motion by Senator Donlan, duly seconded and carried, the Senate concurred in the above appointments.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker: Helena, Montana, Feb. 4th, 1921.

I am directed by the Senate to inform your Honorable Body that on motion of Senator Church, duly seconded and carried, the rules were suspended and Senate Bill No. 156 was placed on the Calendar for third reading.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker: Helena, Montana, Feb. 4th, 1921.

I am directed by the Senate to inform your Honorable Body that on motion of the Committee of the Whole, to whom was referred business on General File respectfully reported as follows:

Senate Bill No. 156 and recommend that same do pass.

Senate Bill No. 130 and recommend that same be re-referred to the Committee on Banks and Banking.

Senate Bill No. 154 and recommend that same do pass.

BURLINGAME, Chairman.

It was moved by Senator Burlingame that the foregoing report be adopted, which motion was seconded.

It was moved by Senator Booth as a substitute motion that Senate Bill No. 154 be segregated from the report of the Committee of the Whole, which motion was duly seconded and carried.

The report of the Committee of the Whole as amended was thereupon adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Helena, Montana, Feb. 4th, 1921

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session House Bill No. 52.

That upon motion of Senator Heren, duly seconded and carried the Senate adjourned at 12:30 P. M. to meet Saturday, February 5th, 1921, at 11:00 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Helena, Montana, Feb. 4th, 1921

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were read third time and passed, title agreed to and the same are herewith transmitted to the House for its concurrence.

Senate Bill Nos. 117 and 156.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

The following Resolution on H. B. No. 78 was duly read and referred to Committee on Agriculture.

RESOLUTION.

Whereas, a plan of the permanent financing of co-operative marketing corporations was presented to this convention this 19th day of January, 1921, by President C. O. Walden, of the Montana Grain Growers, a farmers' grain marketing corporation of Montana;

Whereas, a Bill has been drafted embodying the plan as presented and is ready for introduction to the Montana State Legislature for enactment into law, said Bill being known as the "Ward Improvement Co-operative Marketing Bill,"

Whereas, the law, when passed, will also be a direct benefit to Montana Bankers in that outside money will thereby be brought into Montana Bank for circulation within the State of Montana;

Whereas, it will permit the farmers themselves financing and holding grain and other products for manufacture by home milling concerns or other manufacturers, thereby keeping them supplied with grain and other raw materials practically the year round, instead of shipping out such raw materials in order to obtain immediate funds;

Whereas, the required rate of interest will be lower on such improved money and will tend to supply permanent finance under long time bond issues on high class security; and

Whereas, the present State Administration is favorably committed to the interest and benefit to the agricultural industries of Montana,

Be It Therefore Resolved: That this convention of Farmers Union of Montana, held at Billings on January 17, 18 and 19 recommend and request the passage of said bill by the present Montana State Legislature and at once transmit a copy of these resolutions to Governor Dixon and ask the Governor to use his influence towards its passage.

NOTICES.

Authors give notice that they will on tomorrow or some subsequent date introduce the following bills:

By Swift: A Bill for an Act entitled: "An Act requiring publication by County Superintendents of Schools of an Annual report of the financial conditions and transactions of school districts."

By Rixon: A Bill for an Act entitled: "An Act to amend Section 3358 Revised Codes of Montana 1907, relating to annual tax levy for cities and towns as amended by Chapter 1, Session Laws 1919 and by Chapter 10, Session Laws Extraordinary Session 1919."

By Goodland: A Bill for an Act entitled: "An Act to protect the lives, health, and morals of women and minor workers, and to establish maximum hours, and minimum wages therefor; authorizing and empowering the Industrial Accident Board to fix such maximum hours and minimum wages, and standard conditions of labor for such workers; providing for the appointment of a Field Secretary of the Industrial Accident Board, fixing her salary and duties, providing penalties for the violation of this Act; making an appropriation therefor; repealing all Acts or parts of Acts in conflict herewith."

By Rixon: A Bill for an Act entitled: "An Act to amend Section 27 of Chapter 89 Acts of the Thirteenth Legislative Assembly, relating to the collection of special assessments and taxes for special improvements within incorporated cities and towns."

By Brasier: A Bill for an Act entitled: "An Act relating to the protection of bear; creating a closed season during which it shall be unlawful to kill, trap or capture bear and providing penalties for the violation of this Act."

By Sickler: A Bill for an Act entitled: "An Act amending Sections 9391, 9393, and 9394 of the Revised Codes of Montana 1907, pertaining to the punishment of death, how inflicted, execution thereof, and designating the place where execution shall take place and prescribing the duties of the State Prison Warden."

By Silver: A Bill for an Act entitled: "An Act to amend Chapter 87 of the Laws of the Thirteenth Legislative Assembly, 1913, entitled: 'An Act relating to Religious Corporations and providing for the incorporation, power and management of diocesan corporation, and of parish or local corporations.'"

By Goodman: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana, an amendment to Section 12 of Article I of the Constitution of the State of Montana, providing for increasing the number of office of District Judges."

By Goodman: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana, an amendment to Section 5 of Article XVI of the Constitution of the State of Montana, providing for increasing the terms of office of County Officers."

By Goodman: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana, an amendment to Section 19 of Article I of the Constitution of the State of Montana, providing for increasing the number of office of County Attorneys."

By Geis: A Bill for an Act entitled: "An Act to create the County of Gerton, designate its boundaries, and providing for its organization and government and to change the boundaries of Fergus county to conform thereto."

STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Highways, having had under consideration H. B. No. 110, introduced by Rhoads, respectfully report as follows:

That Bill do not pass.

Report adopted.

McQUARRIE, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 127, entitled: "An Act requiring citizenship as qualification of employees of the State, counties, cities and school districts, and prohibiting employment within certain degrees of relationship or kinship, and prohibiting the employment of the wives of public officers in other public offices and providing penalties for the violation of this Act." respectfully report as follows:

That S. B. No. 127 be not concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 125, entitled: "An Act to amend Chapter 33 of the Session

Laws of the Fifteenth Legislative Assembly of the State of Montana entitled: "An Act to amend Section 2631 of the Revised Codes of Montana of 1907, relating to notice of application for tax deeds, respectfully report as follows:

That S. B. No. 125 be amended as follows: Insert in line 10 after the word "said" the word "owner" on page 2 of said bill; in line 7 on page 2 of said bill after the word "any" insert the word "owner" and add after the word "provided" in the last line of Section 1 on page 2 of said bill, the following: "Provided, that in all cases where the postoffice address of the owner, mortgagee, assignee is unknown, the applicant shall publish once a week for two successive weeks in a newspaper published in the county where the property is situated notice substantially in the following form:

NOTICE OF APPLICANT FOR TAX DEED.

Notice is hereby given that the undersigned will on the day of 19....., apply to the County Treasurer of County for a Tax Deed, to the following described property, to-wit:

(Describe property)

Applicant.

Amount due \$.....

Date.....

The first publication of such notice must be made at least thirty (30) days before the date for redemption or applicant for said Deed. In all cases of proof of service of notice in whatever manner given supported by the affidavit required by law, must be filed immediately with the Clerk and Recorder of the County in which the property is situated, and be kept as a permanent file in his office, and such proof of notice when so filed shall be prima facie evidence of the sufficiency of the notice."

And when so amended the bill be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 168, by Wallace, entitled: "An Act to provide for the physical training of children in the public schools of the State of Montana, and to provide for the appointment of a State Supervisor of Physical Education, an Assistant Supervisor of Physical Education and providing for their compensation" respectfully report as follows:

That House Bill No. 168 do not pass.

Report adopted.

GULLIDGE, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 121, entitled: "An Act to amend Section 7631 of the Revised Codes of the State of Montana of 1907, relating to the compensation of executors and administrators and repealing Chapter 55 of the laws of the Seventeenth Legislative Assembly of the State of Montana and all Acts and parts of Acts in conflict herewith," respectfully report as follows:

That House Bill No. 121 be amended as follows: Commencing in line 1, page 1, strike out the following: "Unless by a written instrument, filed in the court, he renounces all claim for compensation provided by in the will," and insert in lieu thereof "Such Compensation shall be allowed in lieu of any other compensation."

And when so amended the bill do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Federal Relations having had under consideration Senate Joint Resolution No. 2, respectfully report as follows:

That said Joint Resolution No. 2 be amended by striking out the eighth paragraph of said Resolution and inserting in lieu thereof the following:

Now, therefore, Be it Resolved: That the Governor of Montana, be and he is hereby authorized to appoint some capable and discreet person w

l be designated as "commissioner of the Great Lakes, St. Lawrence Tide-
 ver Association", who is hereby authorized and empowered to procure the
 mission of the State of Montana to such Association, and represent the
 State of Montana at any and all meetings of such Association thereby causing
 participation of Montana in the Council of States for the purposes herein
 ined, provided, however, that the State of Montana in no way will assume
 expenses incurred under this memorial.

Your Committee recommend that when so amended the Memorial do pass.
 Report adopted. HASKELL, Chairman.

Mr. Speaker: We, your Committee on Education, having had under
 sideration H. B. No. 98, by Jones, entitled: "An Act to amend Section 2
 Chapter 92 of the Thirteenth Session of the Legislative Assembly of 1913,
 tled: 'An Act to provide that the State University at Missoula, the Col-
 of Agricultural and Mechanical Arts at Bozeman, the School of Mines at
 te, and the State Normal School at Dillon, and such Departments of said
 itutions as may hereafter be organized, shall constitute the University of
 tana; providing for the control, and supervision thereof by the State
 rd of Education; authorizing said State Board to employ a Chancellor of
 University of Montana; requiring that degrees and diplomas to graduates
 he several component institutions shall run from the University of Montana.
 that the State Board of Education in the exercise of its discretion, shall
 e such steps and make such rules as may be necessary to prevent un-
 ssary duplications of courses of instruction in the various educational in-
 stitutions composing said University, to investigate and make recommendations
 the Legislative Assembly with reference to the needs of said institutions;
 scribing a seal for the University of Montana and its custody, and the affix-
 of the same to certain documents, degrees, papers and instruments; de-
 ng the jurisdiction and authority of the presidents of the several institu-
 ns composing the University of Montana and repealing all Acts or parts
 Acts in conflict with this Act.'" Respectfully report as follows:

That H. B. No. 98 do not pass.

Report adopted.

GULLIDGE, Chairman.

Mr. Speaker: We, your Committee on Irrigation and Water Rights having
 under consideration S. J. Memorial No. 1, introduced by Hefferlin, respect-
 y report as follows:

That S. J. Memorial Bill No. 1 be concurred in.

Report adopted.

FAUST, Chairman.

Mr. Speaker: We, your Committee on Ways and Means, having had under
 sideration H. B. No. 133, entitled: "An Act fixing and prescribing the legal
 iminum rate and standard of payment for all publications required by law,
 duly authorized, to be made by or on behalf of the State of Montana, or
 of its institutions, departments, boards, bureaus, commissions, officers or
 oloyees, when acting within the scope of their authority, respectfully and
 ng a basis of measurements and providing for an oath of the publisher,
 penalties for the violation of this act, and repealing all Acts and parts
 Acts in conflict with this Act." respectfully report as follows:

That H. B. No. 133, be amended as follows:

By adding the enacting clause.

Amend Section 1, Paragraph (a) to read as follows:

For every folio of one hundred (100) words, or any fraction thereof, one
 ear and fifty cents (\$1.50) for the first insertion, and fifty cents (.50) for
 or subsequent insertion thereof required by law to be made.

Amend Section 1, paragraph (b) to read as follows:

For rule and figure work, two dollars (\$2.00) for every folio of one hun-
 el (100) words or any fraction thereof, for the first insertion, and fifty
 ts (.50) for each subsequent insertion thereof required by law to be made.
 when so amended do pass.

Report adopted.

BERGESON, Chairman.

Mr. Speaker: We, your Committee on Insurance having had under consideration H. B. No. 152, respectfully report as follows:

That H. B. No. 152 do pass.

Report adopted.

DOWLIN, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration Sub. for S. B. No. 102, entitled: "An Act requiring persons and corporations buying or treating ores from leases of mining properties to furnish both the Lessor and Lessee, or Lessors and Lessees, a copy of the Statement of the Gross and Net proceeds of such ores, and requiring such Lessor or Lessee to make settlement with a Lessee or Lessor within a prescribed time, and provide a penalty for failure so to do," respectfully report as follows:

That Sub. for S. B. No. 102, be amended as follows: The title to read: "A Bill for an Act entitled: 'An Act requiring persons and corporations buying or treating ores from leased mining properties to furnish to both the lessor and lessee a copy of the statement of the gross and net proceeds of such ores, and requiring the shipper of such ores to furnish the names and addresses of both the lessor and lessee to the smelter or sampling works and requiring the shipper to make settlement with the lessor or lessee within 7 days from the receipt of said statement, and providing a penalty for the violation thereof.'"

And to further amend said Bill by striking out in line 6 of the printed bill the word "lessor" and inserting in lieu thereof the word "shipper" and before the word "lessee" in line 7 of the printed bill insert the words Lessor or Lessees. Strike out the word "making" in line 8 of the printed bill and insert the words "interested in."

Strike out the word "lessor" in line 9 of the printed bill and insert in lieu thereof the word "shipper."

Insert the words "lessor or lessors" before the word "lessee" in line 9 of the printed bill.

Strike out the words "as such lessor" in line 1 of section 2 of the printed bill and insert the word "shipper."

Insert the words "lessor or lessors" before the word "lessee" in line 1 of Section 2 of the printed bill.

Strike out the words "extracting such ores" in line 2 of Section 2. Insert after the word "section" in line 4 of Section 2 the words "In addition to the value of the interest of the lessor or lessors, lessee or lessees, in said settlement."

And when so amended the bill be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: Your Committee on Federal Relations, to whom was referred H. J. Memorial No. 3, having the same under consideration submit the report:

The original H. Memorial No. 3, petitioned and Memorialized one Stephen T. Mather, Director of National Parks and Monuments, Washington, D. C. and included therein the area of said proposed national monument, Section 12 Township 12 North, Range 3 West, which said last named Section is the property of the State of Montana under the Enabling Act over which the United States Government has no control.

Upon investigation your Committee was informed that the President of the United States alone has the power to designate National Monuments and National Parks, and provide for their location, hence your Committee was required, in their judgment, to submit a Substitute for House Joint Memorial No. 5, omitting therefrom Section 36 above referred to. Your Committee was unable to find any intrinsic merit in the Memorial but as the land included within the area of this proposed National Monument is a part of the area of the land forming "The Gates of the Rocky Mountains", and as this petition has been requested by some of the prominent citizens of Montana and as no detriment or damage can come to the State thereby, we therefore recommend the passage of this Substitute.

Report adopted.

HASKELL, Chairman.

Mr. Speaker: We, your Committee on Insurance, having had under consideration H. B. No. 82, respectfully report as follows: That House Bill No. be amended to read as follows:

1. Insert the word "Shall" in lieu of the word "may" in the fourth line Section 5.
2. Add, at the close of Section 6, the following: "Provided, however, at no such mutual company shall transact any other kind of insurance than may be transacted by a Stock Company effecting the same kind of insurance."
3. Amend Section 8 by adding after the word "company," in the third line the following: "provided, however, that no public corporations shall insure in any mutual company unless the premium expressed in the policy is the sole liability for such insurance."
4. Substitute the following in lieu of Section 10: "The maximum premium payable by any member shall be expressed in the premium payable by any member shall be expressed in the policy. Such maximum premium shall be cash premium, and an additional contingent premium unless the company has surplus which is not less in amount than the capital required of domestic stock insurance companies transacting the same kind of insurance, provided, that this shall not require a surplus in excess of any amount equal to the unreturned premiums on the policies without contingent premiums. In no event shall the holder of any such policy be liable for a greater amount than the premium or premium deposit expressed in the policy.
"If at any time the admitted assets are less than the reserve and other liabilities, the company shall immediately collect upon policies with a contingent premium a sufficient proportionate part thereof to restore such assets, provided, no member shall be liable for any part of such contingent premium in excess of the amount demanded within one year after the termination of the policy. The Commissioner of Insurance may, by written order, direct that proceeding to restore such assets be deferred during the time fixed in such order."
5. In Section 12 insert after the word "deducting" the following: "Any so-called dividends or premiums returned or credited to the members"; and strike out the words "amounts returned or credited to policy holders other than for losses."
6. Strike out in Section 15 the last sentence, reading as follows:
"As far as practicable such examinations of mutual insurance companies organized outside of this State shall be made in co-operation with the insurance departments of other states and the forms of annual report shall be such as are in general use throughout the United States."
7. In Section 17 strike out the word "direct."
8. In Section 18, line 3, after the word "insurer" insert the words "authorized to do business in this State." And strike out the following: "and shall not be affected with any company or insurer disapproved therefor by written order to the Commissioner of Insurance filed in his office."
9. In Section 20 insert, after the word "Association" in the second line, the words "organized under the laws" and insert after the word "state" the word "and", add after and as a part of the sentence "Any such existing domestic mutual insurance company electing to adopt this Act shall continue to pay the same taxes and fees theretofore required of them", the following: "for a period of two years after admission under the law."
10. Add in Section 22, after the figures "4057" the following: "So far as it applies to mutual companies" and as amended do pass.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

Buell was granted permission to introduce several bills on behalf of the Committee on Appropriations without previous notice and by unanimous consent of the House.

The following Bills were introduced, read first and second times, and referred to Committees as follows:

Senate Bill No. 156, introduced by Committee on Fairs and Expositions: A Bill for an Act entitled: "An Act to amend Section 1 of Chapter 55 of

the Session Laws of the Fourteenth Legislative Session of the State of Montana, relating to Wagers." Referred to Committee on Fairs and Expositions.

H. B. No. 181, introduced by Cavanaugh: A Bill for an Act entitled "An Act to permit the establishment of public fuel yards in cities and towns and provide for their support and maintenance; prohibiting discrimination in sales of fuel thereto and fixing penalties for violation thereof." Referred to Committee on Affairs of Cities.

H. B. No. 182, introduced by Johnson (Silver Bow). A Bill for an Act entitled: "An Act to prescribe the duties of the State Superintendent of Public Instruction, County Superintendents, School Officers and Teachers, in the teaching of American Patriotism within the schools and to amend Sub-division 4, Section 803 Chapter VIII of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly relating to the appointment and selection of teachers and prescribing their powers and duties." Referred to Committee on Education.

H. B. No. 183, introduced by Kemp. A Bill for an Act entitled: "An Act to provide for the periodical inspection of elevators operated in places of employment in this State to require a permit for such operation; to make it a misdemeanor to operate such elevator without such permit; and to provide for an injunction against such operation if dangerous to the life or safety of employees; to vest in the Industrial Accident Board the power to make such inspections and determine the competency of inspectors and require reports of inspections and to issue such permits and prescribe maximum fees therefor." Referred to Committee on Workmen's Compensation.

H. B. No. 184, introduced by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the State Board of Horticulture for the year ending February 28, 1921." Referred to Committee on Appropriations.

H. B. No. 185, by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of Montana State Hospital for the year ending February 28, 1921." Referred to Committee on Appropriations.

H. B. No. 186, introduced by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana State Prison for the year ending February 28, 1921." Referred to Committee on Appropriations.

H. B. No. 187, introduced by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Somers Fish Hatchery for the year ending February 28, 1921." Referred to Committee on Appropriations.

H. B. No. 188, introduced by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of corporation income tax refunds for the year ending February 28, 1921." Referred to Committee on Appropriations.

H. B. No. 189, introduced by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Huntley substation for the year ending February 28, 1921." Referred to Committee on Appropriations.

H. B. No. 190, introduced by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims for requisitions for prisoners for the year ending February 28, 1921." Referred to Committee on Appropriations.

A Substitute for House Joint Memorial No. 3, introduced by Committee on Federal Relations. A Bill for an Act entitled: "A Memorial to the President and Congress of the United States for the setting aside of certain lands covered and known as "The Gates of the Rocky Mountains" into a national monument and withdrawing the same from entry." Referred to Committee on Printing.

THIRD READING OF HOUSE BILLS.

Motion was made by Skulason, that Sub. for H. B. No. 8 now on third be re-committed.

A substitute motion by Johnson of Deer Lodge that third reading of Sub. H. B. No. 8 be continued was carried by the following vote:

Ayes: Anderson, Austin, Beley, Bell, Bergeson, Berglin, Boorman, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Carlson, Chatfield, Cooney, Crumbaker, Daily, Dillavou, Dodds, Dunn, English, Fairgrieve, Gillette, Goodman, Green (Flathead), Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McQuarrie, Northey, O'Hara, Parsons, Perrine, Provinse, Ray, Reeves, Rickard, Rixon, Roberts, Rodgers, Sales, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Smith, Snell, Spencer, Stevens, Stoner, Swift, Wade, Wallace, Worden, Mr. Speaker. Total 69.

Noes: Allen, Arnold, Black, Blomquist, Bohling, Brasier, Cady, Charters, Conser, Covell, Dowlin (Rosebud), Dowlin (Yellowstone), Felton, Geis, Green (Dawson), Gullidge, Johnson (Fergus), Johnson (Silver Bow), McDonald (Silver Bow), Penewell, Phelps, Reid, Rhoads, Riggs, Rouleau, Sickler, Silver, Skulason, Spratt, Williams. Total 30.

Absent and not voting: Cavanaugh, Goodland, King, Ogden, Treloar, Troy, Warren, Wilcomb. Total 9.

A motion by Skulason that H. B. No. 8 be laid upon table was lost by the following vote:

Ayes: Allen, Arnold, Bergeson, Bohling, Brasier, Covell, Dowlin (Rosebud), Dowlin (Yellowstone), Geis, Goodman, Johnson (Fergus), Johnson (Silver Bow), Lakin, McDonald (Silver Bow), Penewell, Phelps, Riggs, Rouleau, Sickler, Silver, Skulason, Spratt. Total 22.

Noes: Anderson, Austin, Beley, Bell, Berglin, Black, Blomquist, Boorman, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McQuarrie, Northey, O'Hara, Parsons, Peden, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Smith, Snell, Spencer, Stevens, Stoner, Swift, Wade, Wallace, Williams, Worden, Mr. Speaker. Total 77.

Absent and not voting: Cavanaugh, Crumbaker, Goodland, King, Ogden, Treloar, Troy, Warren, Wilcomb. Total 9.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, Sub. H. B. No. 8 was taken from third reading and re-referred to Engrossment Committee for correction of errors therein.

On motion, by Skulason, duly seconded and carried, the Chief Clerk communicated the fact to the Senate that S. B. No. 117 was lost in House.

Sub. for H. B. No. 21 by Judiciary Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Beley, Berglin, Black, Blomquist, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Charters, Chatfield, Conser, Covell, Daily, Dillavou, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodman, Gullidge, Hanson, Haskell, Johnson, (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Lakin, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, O'Hara, Parsons, Penewell, Provinse, Ray, Reeves, Rhoads, Rixon, Roberts, Rodgers, Rouleau, Sales, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Snell, Spencer, Spratt, Swift, Wade, Wallace, Worden, Mr. Speaker. Total, 63.

Noes: Anderson, Bell, Boorman, Brown (Mineral), Buell, Carlson, Cooney, Crumbaker, Dodds, Dunbar, Green (Dawson), Green (Flathead), Hathaway, Haynes, Hills, Hunter, Knudsvig, Larson, Peden, Perrine, Reid, Rickard, Riggs, Sandy, Scofield, Smith, Stevens, Stoner. Total 29.

Absent and not voting: Bergeson, Bohling, Cady, Cavanaugh, Dowlin (Yellowstone).

lowstone), Faust, Goodland, Jones, King, Ogden, Phelps, Treloar, Troy, Warr, Wilcomb, Williams. Total 16.

On motion, duly seconded and carried, House reverted to order of business No. 6.

MOTIONS AND RESOLUTIONS.

On motion by Crumbaker, duly seconded and carried, three members from House were appointed to confer with three from Senate relative to loss of S. for S. B. 117 in House and to determine procedure as should be taken there.

The Speaker appointed the following members: Crumbaker, Skulason, C. Haskell.

On motion duly seconded and carried the House recessed until 2:30 P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in chair.

Cooney was granted permission to introduce two bills without previous notice and by unanimous consent of House.

Silver was granted permission to introduce bill without previous notice and by unanimous consent of the House.

Skulason was granted permission to introduce bill without previous notice and by unanimous consent of House.

Sickler was granted permission to introduce bill without previous notice and by unanimous consent of House.

COMMUNICATIONS AND PETITIONS.

The following telegram was received and read:

Livingston, Montana, February 5, 1921.

Hon. F. L. Gibson, Speaker of the House, Helena, Montana.

One of the largest attended meetings of the stock growers and farmers ever held in Park County was held yesterday in connection with substitute for House Bill No. 13 and in protest against the passage of the same they request that the bill be taken from general orders and that they be given a hearing on Tuesday or Wednesday of next week. They oppose the granting of power to set aside large game reserves in connection with the government, also the power to place screens, etc., in irrigation ditches without provision for maintenance and clearing same. Please read this telegram to the House.

E. L. NEAL,

President Park County Chamber of Commerce

Clyde Park, Montana, February 5, 1921.

Hon. Fred L. Gibson, Speaker of House of Representatives, Helena, Montana.

Will you try to get postponement for several days on action on Substitute for House Bill thirteen.

CLYDE PARK COMMUNITY CLUB.

Big Timber, Montana, February 5, 1921.

Hon. F. L. Gibson, Speaker House of Representatives, Helena, Montana.

We beg that consideration of House Bill Thirteen Substitute providing for fish and game commission be withheld until livestock industry has time to investigate effect on grazing districts.

SWEET GRASS COUNTY CHAMBER OF COMMERCE AND AGRICULTURE

Havre, Montana, February 5, 1921.

Rep. T. J. Troy, Helena, Montana.

I came up to Havre today and had the Havre firemen ask me to wire you help kill the bill which will abolish the firemen's disability fund they are emphatic on the matter and think it is a move of insurance companies to eventually discontinue the two per cent that the insurance companies pay into the state for the fund.

E. C. SPRAGUE.

Havre, Montana, Feb. 3, 1921.

p. T. J. Troy, Helena, Montana.

The Havre fire department wish to go on record as being against the proposed bill to abolish the firemen's disability fund, and we don't want it turned over to the workmen's compensation board. We are certain it means the eventual discontinuance of the two per cent that the fire insurance companies pay into the rate for our fund and we want it handled as it has been in the past. Can we count on you to help kill the bill.

THE HAVRE FIRE DEPARTMENT,
Geo. W. Dewar, Chief.

Havre, Montana, Feb. 3, 1921.

p. T. J. Troy, Helena, Montana.

I understand there is a bill up or coming up that will abolish the Firemen's disability Fund and to turn the matter over to the State Workmen's Compensation Board which will eventually destroy all the pension and disability funds the fire department have in the State. I have talked with the Firemen of Havre and without any exception they ask that you kill the bill. They don't want the compensation board to handle the matter; they all have funds of their own from the insurance companies.

E. C. CARRUTH.

Washington, D. C., Feb. 5, 1921.

Mr. Fred L. Gibson, Helena, Montana.

Will gladly support Chamberlain McArthur bill heartily favor it.

H. L. MYERS.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 191, introduced by Sickler, without previous notice. A Bill for an Act entitled: "An Act amending Sections 9391, 9393, and 9394, of the Revised Codes of Montana of 1907, pertaining to the punishment of death, how inflicted, execution thereof, and designating the place where such execution shall take place and prescribing the duties of the State Prison Board. Referred to Judiciary.

H. B. No. 192, introduced by Committee on Revenue and Taxation, without previous notice. A Bill for an Act entitled: "An Act to provide a limitation on the yearly increase of tax levies in counties, cities, towns and school districts." Referred to Committee on Revenue and Taxation.

H. B. No. 193, introduced by Silver, without previous notice. A Bill for an Act entitled: "An Act providing for the payment of equalized compensation to a soldier who served in the military or naval forces of the United States during the war between the United States and the German Empire and its allies, between the Sixth day of April, Nineteen Hundred and Seventeen and the Eleventh day of November, Nineteen Hundred and Eighteen; authorizing the State of Montana to become indebted in the sum of Four Million Five Hundred Thousand Dollars (\$4,500,000.00), in excess of the Constitutional limit over and above any bonded indebtedness heretofore incurred or created and for which said State is now obligated; providing for the issuance and sale of bonds of and in the name of the State of Montana in the sum of Four Million Five Hundred Thousand (\$4,500,000.00) Dollars to acquire funds for the payment of said equalized compensation, prescribing the form of such Bond; providing for the creation of a fund to pay the principal and interest of said bonds by levying a sufficient annual tax to pay the principal and interest accruing thereon; making appropriation; providing penalties; providing for the submission to the qualified electors of the State of Montana at the next general or special election the question of the issuance of such bonds and describing the form of the ballots to be used and the duties of the State Board of Examiners relative to the issuance of such bonds and the duties of the Secretary of State of Montana relative to the submission of said question to the qualified electors of said State." Referred to Committee on Appropriations.

H. B. No. 194, introduced by Committee on Revenue and Taxation, without previous notice. A Bill for an Act entitled: "An Act to amend Section 5 of Chapter 205, Session Laws of the Sixteenth Legislative Assembly; the same being 'An Act to provide a budget system for the control of all expenditures of State Money'." Referred to Committee on Revenue and Taxation.

H. B. No. 195, introduced by Brown of Mineral, without previous notice. A Bill for an Act entitled: "An Act requiring railroad car shops and other concerns manufacturing or repairing cars, car trucks, and other equipment used in repair work or otherwise, and by railroad companies, to provide building that will protect their employees from heat, rain, cold, snow, and other inclement weather." Referred to Committee on Railroads and Transportation.

H. B. No. 196, introduced by Skulason, without previous notice and by unanimous consent of House. A Bill for an Act entitled: "An Act to amend Section 4845 of the Revised Codes of Montana, relating to water rights." Referred to Committee on Irrigation and Water Rights.

On motion, duly seconded and carried, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Revenue and Taxation having had under consideration House Bill No. 192, introduced by the Committee on Revenue and Taxation, being a Bill for an Act entitled: "An Act to provide a limitation on the yearly increase of tax levies in counties, cities, towns and school districts. Respectfully report that House Bill No. 192 do pass.

Report adopted.

COONEY, Chairman.

Mr. Speaker: We, your Committee on Revenue and Taxation having had under consideration House Bill No. 194, being a Bill for an Act entitled: "An Act to amend Section 5 of Chapter 205, Session Laws of the Sixteenth Legislative Assembly, the same being 'An Act to provide a budget system for the control of all expenditures of State money'." Respectfully report that House Bill No. 194 do pass.

COONEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fairs and Expositions having had under consideration Senate Bills 112 and 156 respectfully report as follows: That Senate Bill No. 112 do not pass, and that Senate Bill No. 156 do pass.

REID, Chairman.

Mr. Speaker: We, your Committee on Revenue and Taxation having had under consideration House Bill No. 120, by MacDonald, being a Bill for an Act entitled: "An Act amending Sections 2692 and 2714 of the Revised Codes of Montana and providing a poll tax on males not the heads of families to be paid into the widows' Pension Fund." Respectfully report as follows: That House Bill No. 120 be amended in Section 1 by striking out the words and figures "Six (\$6.00) Dollars" and inserting therefor the words and figures "Three (\$3.00) Dollars", and in Section 2 by striking out the words and figures "Six (\$6.00) Dollars" and inserting in lieu thereof the words and figures "Three (\$3.00) Dollars", and as so amended recommend that the bill do pass.

Report adopted.

COONEY, Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 136, 129 beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing to whom was referred House Bills Nos. 80 and 130 beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Engrossment, to whom was referred Sub. House Bill No. 8, introduced by Dillavou, beg leave to report same back as correctly engrossed.

Report adopted.

H. K. AUSTIN, Chairman.

Mr. Speaker: We, your Committee on Engrossment, to whom was referred House Bill No. 21, introduced by Judiciary Committee, beg leave to report me back as correctly engrossed.

ANSTIN, Chairman.

Report adopted.

Mr Speaker: We, your Committee on Revenue and Taxation having had under consideration House Bill No. 31, by Hathaway, being a Bill for an Act titled: "An Act to repeal Chapter 51 of the Session Laws of the Sixteenth legislative Assembly of the State of Montana, entitled: 'An Act providing for the classification of taxable property in this State for the purpose of taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereon'." Respectfully report that House Bill No. 31, do not pass.

Report adopted.

COONEY, Chairman.

On motion of Dillavou, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders, debate to be limited to five minutes for any one person, bills to be read by Section number only and open to amendment unless upon demand of any one member that they be read at length.

GENERAL ORDERS.

Sickler in chair.

House resumed.

Mr. Speaker in chair.

We, your Committee of the Whole having had under consideration Substitute B. 13 and Substitute H. B. 9, respectfully report as follows: That Substitute B. 13 do pass as amended.

Amend Section 10 by adding after the words "all of their time" on line 3 of the printed bill the words "for which they are appointed".

Amend Section 12 by inserting in line 15, after the word "sum" the words "which shall be at the rate of", and the same amendment in line 19.

Amend Section 12 by striking out in line 13 of printed bill the words "one hundred dollars per annum", and inserting in lieu thereof the words "ten dollars per month".

Amend Section 21 by inserting in line 6 after the words "State Fish and Game Fund", the words "provided that out of any fines imposed by a court for violation of this Act the costs of prosecution shall be paid to the County where the trial was held in any case where the fine is not imposed in addition to the costs of prosecution."

Amend Section 24 by striking out in line 6 the word "December" and inserting in lieu thereof the word "November".

Amend Section 11 by adding in line 1 of Sec. 11, after the word "Warden" the words "and deputy Wardens" and in line 2, after the word "Warden" insert the words "and deputy Wardens".

Amend Section 16 by striking out in line one, the word "Hatcheries"; and inserting in lieu thereof the words "State Hatcheries"; this substitution to be made twice in the same Section.

Amend Section 3 by inserting in line 8 the sentence "It shall have power to charge any appointee, or employee of such commission for or without cause, at any time."

Amend Section 15 by adding in line 8 after the word "Superintendent" the words "Provided, however, that the Superintendent shall have the power to exchange fish fry with other states or persons for distribution in this State."

Amend Section 25 by adding after the word "same" in line 10 thereof the following: "The expense incurred by printing said laws shall be paid out of the State Fish and Game Fund." Do pass as amended.

Substitute H. B. No. 9, amend Section 4 by inserting after the word "Warden" in line 2 the word "Or".

Amend Section 4 by striking out in line 5-A after word "Warden" the word "ly" and insert the word "Shall".

Amend Section 5 by striking out in line 4 the words and figures "Two Fifty (50) Dollars" and inserting in lieu thereof the words "One and 50/100 (\$1.50) dollars."

Amend Section 5 by adding after the end of line 5 of the printed bill, the words "provided it shall not be necessary for a member of the Grand Army the Republic or his wife to secure such license in order to hunt or fish."

Amend Section 5 by striking out the words in lines 29 to 37 inclusive.

Amend Section 5 by inserting in line 1, after the word "resident" the word "of the State of Montana".

Amend Section 7 by striking out in lines 2 and 3, the words "first (1st Tuesday)" and inserting in lieu thereof the words "tenth and twenty-fifth days".

Amend Section 7 by striking out in line 7 of printed Bill, the words "four (4th) Tuesday" and inserting in lieu thereof the words "tenth and twenty-fifth days."

Amend Section 9 by striking out the words in lines 5 to 18 inclusive.

Amend Section 11 by striking out in line 1 the word "Section", and inserting in lieu thereof the word "Act".

Amend Section 12 by striking out in line 2 the words "or button".

Amend Section 12 by striking out in line 3 the word "Section" and inserting in lieu thereof the word "Act".

Amend Section 14 in line 3 after the word "Automobile" add "or within the bounds of any Public Highway."

Amend Section 14 in line 7 the word "taken" be stricken out and the words "killed or hunted" substituted therefor.

Amend Section 14 by striking out in line 11, the word "designated" and inserting in lieu thereof the word "Designed".

Amend Section 14 by striking out in line 14 of printed bill the words "the Act" and inserting in lieu thereof the word "law".

Amend Section 14 by adding after the words "in hand" and on line 18 of the printed bill the words "it shall be unlawful to catch any game fish through ice".

Amend Section 14 by striking out in line 22 of printed Bill, the word "Section" and inserting in lieu thereof the word "Act".

Amend Section 14 by adding to line 23, the sentence "provided that nothing herein shall be construed to prevent the taking of Bull or Dolly Varden trout by line and hook held in the hand."

Amend Section 14 in line 21 adding after the words "Any fish" the words "game".

Amend Section 15 in line 32 by inserting the word "Sanders".

Amend Section 15 in line 4 and line 5 by striking out the words "when he wilfully leaves that portion of an elk suitable for food after removing the head or teeth thereof, or" and inserting in line 6 between the words "elk" and "shall" the words "or wilfully leaves that portion of an elk suitable for food after removing the head or teeth thereof". In line 6 by striking out the word "Bull".

Amend Section 20 by striking out in line 13 of printed bill the words and figures "Nineteen hundred and twenty-four (1924)" and inserting in lieu thereof the words and figures "nineteen hundred and twenty-three (1923)".

Amend Section 22 by striking out the entire Section.

Amend Section 16 by inserting in line 9 after the word "Dawson" the words "and within all that part of Fergus County lying north of the township line between townships eighteen and nineteen and east of the range line between ranges twenty-four and twenty-five in said County".

Amend Section 14 by inserting in line 23 after the amendment the words "and Whitefish."

Amend Section 36 by striking out in line 6 of printed bill, and inserting in lieu thereof the words, "Section 27, that."

Amend Section 26, in line 1 by adding after word "kind" the words "except duly appointed game and deputy game wardens."

Amend Section 1 by striking out in line 13 the words "and rabbits" and inserting between the words "sheep and mountain goat" the word "and".

Amend Section 4 by adding in line 10 after the word "applicant" the words "length of time in the State of Montana."

Do pass as amended.

SICKLER, Chairman.

On motion, House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bill was introduced, read first and second times, and referred to Committee as follows:

Sub. for S. B. 117, by Paul. A Bill for an Act entitled: "An Act to provide for the creation, organization and classification of new counties, for locating county seats, for the election and appointment of officers, for the adjustment and fulfillment of the rights and obligations arising between new counties and other counties and to repeal Chapter 226 of the Session Laws of the Sixteenth Legislative Assembly of 1919, and all other Acts in conflict herewith." Referred to Committee on New Counties and Divisions.

Upon point of order being raised by Boorman, relative to manner of Committee reports upon S. B.'s 112 and 156 and H. B. 152, these bills were re-referred to their respective Committees for their reports.

Upon motion, House adjourned until 1:00 P. M. Monday, February 7.

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

THIRTY-SIXTH DAY

February 7, 1921.

House met at 1:00 o'clock P. M., pursuant to adjournment.

Mr. Speaker in chair.

Prayer by Chaplain.

Roll called and all found present except: Dodds, Roberts.

Haskell, Warren and Brasier excused.

Quorum present.

Johnson, of Silver Bow from the Committee on the Journal, reported the Journal for the thirty-fourth legislative day read and found correct.

On motion report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received and read in the House:

Mr. Speaker: Helena, Montana, Feb. 5, 1921.

I am directed by the Senate to inform your Honorable Body of the following report of the Committee on Taxation of the Senate:

Mr. President: Your Committee on Taxation, to whom was referred S. B. No. 173, by Page: A Bill for an Act entitled: "An Act to amend Chapter 51 of the Sixteenth Legislative Assembly of 1919 entitled. "An Act providing for the classification of taxable property in this State for the purpose of taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereon," beg leave to report the same without consideration, on account of it being a revenue measure, and should originate in the House and we request that you transmit the same to the Speaker of the House, requesting him to have the same introduced.

CONNELLY, Chairman.

The foregoing report was adopted, and said Senate Bill No. 173 is herewith transmitted to the House for introduction in your Honorable Body.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, Feb. 5, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee on Public Buildings, to whom was referred House Bill No. 63, by Dodds, recommended that said Bill be not concurred in, which report was adopted, and the bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, Feb. 5, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees submitted the following reports:

Committee on Enrolled Bills reported Senate Bills Nos. 67, 77, 82, 21, 102 and Senate Joint Resolution No. 4 correctly enrolled.

Committee on Printing reported Senate Bills Nos. 150, 153, and 159 correctly printed.

Committee on Judiciary reported Senate Bill No. 151, by Greenup, "An Act to provide for the publication of assessment reports of all taxpayers, etc." and recommended that Sub. Bill for Senate Bill No. 151, "An Act relating to taxation and regulating the making of statements of taxable property to the County Assessor, providing for the publication of lists of taxpayers and of taxable property, etc.," be printed and re-referred to the Committee on Judiciary.

Committee on Judiciary reported Senate Bill No. 168, by Kirton, "An Act permitting the State of Montana to be made a party in action affecting the title or personal property in which the State of Montana has or claims to have an interest by virtue of moneys loaned under the provisions of Chapter 21, Laws of the Fifteenth Legislative Assembly, Extraordinary Session, and providing the method of service of process" and recommended that the said bill do pass.

Committee on Judiciary reported Senate Bill No. 165, by Burlingame, "An Act to repeal Chapter 96 of the Laws of the Eleventh Legislative Assembly of the State of Montana, and to punish the making or use of false statements to obtain credit," recommend that said bill be amended by striking out in subdivision "C" of Section 1, in the fifth line of said subdivision, after the word "day" the comma and the words "either orally or", and as so amended the bill do pass.

Committee on Judiciary reported House Bill No. 64, by Silver: "An Act to amend Section 7166 of the Revised Codes of 1907, relating to the awarding Counsel Fees as costs on foreclosure of liens," recommend that the said bill be amended by striking out Section 3, and as so amended that the bill be concurred in.

Committee on Judiciary reported Senate Bill No. 56 by Booth, "An Act amending Section 8369 of the Revised Codes of Montana of 1907, relating to the opening of certain places of amusement on Sunday," recommend that further consideration of said bill be indefinitely postponed.

Committee on Judiciary reported House Bill No. 61, by Blomquist: "An Act prohibiting the making, disseminating, circulating, publishing or placing before the public in any other manner, false or fraudulent advertising in connection with the sale of merchandise, securities, service, etc., and prescribing penalties for the violation of the provisions of this act and repealing Chapter 117 of the Laws of the Fourteenth Legislative Assembly of the State of Montana and all other acts and parts of acts in conflict herewith." recommend that the bill be concurred in.

Committee on Judiciary reported Senate Bill No. 70, by Haaland: "An Act to amend Section 7165 of the Revised Codes of Montana of 1907, relating to the fees of counsel on foreclosure of mortgages," recommend that further consideration of bill be indefinitely postponed.

It was moved by Senator Burlingame that the report be adopted, duly seconded.

It was moved by Senator Haaland as a substitute motion that Senate Bill No. 170 be printed, motion duly seconded and lost. Senator Haaland appealed from the decision of the Chair, which was duly seconded. The decision of the Chair was sustained, and the report of the Committee was thereupon adopted.

Committee on Judiciary reported Senate Bill No. 161, by Burlingame, "An Act to amend Section 6131 of the Revised Codes of Montana of 1907, and Section 6132 of said codes as amended by Chapter 128 of the Laws of the Fourteenth Legislative Assembly of Montana of 1915," relating to the sale of goods, wares and merchandise, in bulk," recommend that the said bill do pass.

Committee on Judiciary reported Senate Bill No. 155, by Donlan: "An Act to provide for the form, preparation and determination of budgets for the expenditure of County Funds," recommend that said bill be printed.

Committee on Public Buildings reported House Bill No. 63, by Dodds, "A

t to amend Section 1288 of the Revised Codes of Montana, 1907, and Section 2 Chapter 23 of the Session Laws of the Eleventh Legislative Assembly, relating to the Montana State Soldiers' Home," recommend that said bill do not pass.

Committee on Irrigation and Water Rights reported Senate Bill No. 181, by person, "An Act to amend Section 65, Chapter 146 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, as amended by Chapter 5 of the Session Laws of the Fourteenth Legislative Assembly, relating to and providing for the keeping of books and records by Irrigation Districts, and the inspection thereof by the State Examiner and officers and employees of the United States Government, and prescribing the duties and compensation of the Secretary of the Board and duties of the County Treasurer and of the County Attorney, and prescribing penalties for a failure to comply with the provisions of this Act." recommend that said bill do pass.

Committee on Finance and Claims reported House Bill No. 87, by Committee on Appropriations: "An Act providing for the investment of the State Educational Bond Sinking and Interest Fund," recommend the same for concurrence.

Committee on Finance and Claims reported House Bill No. 90, by Committee on Appropriations: "An Act to amend Section 11 of Chapter 36 of the Laws of the Sixteenth Legislative Assembly, transferring all moneys in the State Board Health Hotel Fund to the General Fund," recommend the same for concurrence.

Committee on Finance and Claims reported House Bill No. 91 by Committee on Appropriations. "An Act to amend Section 23 of Chapter 85 of the Laws of the Thirteenth Legislative Assembly, abolishing the fund known as the Investment Commission Fund; and directing the transfer to the general fund of all moneys now in or hereafter accruing to said fund," recommend that the same be enacted in.

Committee on Finance and Claims reported House Bill No. 107, by Committee on Appropriations, "An Act to abolish the Secretary of State's Trust Fund, and directing the transfer of all moneys now in said fund or hereafter accruing thereto into the General Fund," recommend the same for concurrence.

Committee on Finance and Claims reported Senate Bill No 182 by Committee on Finance and Claims: "An Act authorizing the transfer of money in certain special State Bond funds to the General Fund of the State," recommend at same be amended by adding Section 3, as follows: "Section 3. This Act shall be in full force and effect from and after its passage and approval" and as amended recommend that the same do pass.

Committee on Finance and Claims reported Senate Bill No. 154, by McNamee: "An Act to authorize and direct the State Board of Education to establish in connection with the Montana Agricultural Experimental Station, an Agricultural Experimental Sub-station in Eastern Montana, and making an appropriation therefor," respectfully report as follows: That under the regulations of Joint Rule 23, appropriation measures must originate in the House. We therefore have no jurisdiction over this measure and recommend that same do not pass.

The foregoing reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, February 5, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times and referred to Committees designated:

Senate Bill No. 183, by Coburn: "An Act amending Section 7891 of the Revised Codes of Montana of 1907, as amended by Chapter 41 of the Session Laws of 1913, relating to the competency of witnesses." Referred to Committee on Judiciary.

Senate Bill No. 184, by Slattery: "An Act authorizing the issuance of alias writs of attachments by District Courts." Referred to Committee on Judiciary.

Senate Bill No. 185, by Slattery: "An Act providing that a party to the record of any civil action or proceeding or a person for whose immediate benefit

such action or proceeding is prosecuted or defended, or the directors, office superintendent or managing agents of any corporation which is a party to record, may be examined by the adverse party as if under cross-examination subject to the rules applicable to the examination of other witnesses; and that the party calling such adverse witness shall not be bound by his testimony; and that the testimony given by such witness may be rebutted by the party calling him for such examination, and limiting the examination of such witness by own counsel." Referred to Committee on Judiciary.

Senate Bill No. 186, by Committee on Insurance: "An Act to authorize valuation of bonds and other securities, held by life insurance companies, assessment life associations and fraternal beneficiary associations by the amortization method." Referred to Committee on Insurance.

Senate Bill No. 187, by Booth: "An emergency Act authorizing the acceptance of warrants of the State of Montana in payment of all taxes, fees, charges and other obligations due the State." Referred to Committee on Judiciary.

Senate Bill No. 188, by Pauline: "An Act to amend Section 1290 of the Revised Codes of Montana of 1907 as heretofore amended, relating to the qualifications for admission into the Soldiers' Home and providing for the admission of Soldiers, Sailors and Marines, who Served in the Confederate Army of America during the late Civil War." Referred to Committee on Military Affairs.

Senate Bill No. 189, by Dearborn: "An Act to create the Twenty-first Judicial District of the State of Montana, to be composed of the Counties of Missoula and Golden Valley, to change the boundaries of the Fifteenth Judicial District to conform thereto and to provide for the appointment, powers, duties, compensation and term of the Judge of said Twenty-first Judicial District." Referred to Committee on Judiciary.

Senate Bill 190, by Edwards: "An Act amending Subdivision 2 of Section 201 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of Montana as amended by Section 4 of Chapter 196 of the Laws of the Sixteenth Legislative Assembly of Montana, relating to the official staff of the Superintendent of Public Instruction." Referred to Committee on Education.

Senate Bill No. 191, by Booth: "An Act to amend Section 3194 of the Revised Codes of the State of Montana, pertaining to fees of County Commissioners." Referred to Committee on Judiciary.

Senate Bill No. 192, by Booth: "An Act providing for the publication and distribution of the Revised Codes of Montana of 1921." Referred to Committee on Judiciary.

Senate Bill No. 193, by Donlan: "An Act to amend Section 2(a) of Chapter 96 of the Session Laws of the Fourteenth Legislative Assembly known as the Workmen's Compensation Act as amended by Chapter 95 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to salary of Chairman of Industrial Accident Board." Referred to Committee on Judiciary.

Senate Bill No. 194, by Church: "An Act to amend Section 6155, of the Revised Codes of Montana, relating to assignments for the benefit of creditors, as amended by Chapter 180 of the laws of the Sixteenth Legislative Assembly." Referred to Committee on Judiciary.

House Bill No. 69, by Berglin: "An Act to amend Section 15, Chapter 8 of the Extraordinary Session of the Sixteenth Legislative Assembly of the State of Montana approved August 11, 1919, entitled: 'An Act to enable the court of the State of Montana to provide for any of their inhabitants who by reason of misfortune resulting from drouth, hail or unfavorable climatic conditions have been rendered destitute or in need of aid, authorizing the incurring of indebtedness by counties for such purpose, providing for special elections when the amount of such indebtedness will exceed the sum of \$10,000.00; providing for the issuance of warrants and the issuance and sale of funding bonds for the purpose of such relief; providing for the levy of taxes, for the payment of such warrants and bonds and interest thereon, authorizing boards of County Commissioners to give effect to the terms of this Act, providing penalties for violation of this Act, and repealing all Acts in conflict herewith." Referred to Committee on Judiciary.

House Bill No. 69 by Rhoads: "An Act creating a game and bird preserve the County of Teton, State of Montana." Referred to Committee on Fish and Game.

House Bill No. 92, by Committee on Appropriations: "An Act to amend section 1947 of the Revised Codes of 1907, relating to the State Board of Horticulture." Referred to Committee on Finance and Claims.

House Bill No. 94, by Committee on Appropriations: "An Act creating the University Maintenance Fund, prescribing what moneys shall be paid into such fund, and directing the segregation of the proceeds of the one and one-half mill tax levy provided for by Initiative Measure 14." Referred to Committee on Finance and Claims.

House Bill No. 122 by Committee on Appropriations: "An Act to amend section CIV Chapter 147 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana as amended by Chapter 99 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana and as further amended by Chapter 171 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, providing for Land Office Expense Fund and the disposition of the same." Referred to Committee on Finance and Claims.

House Bill No. 124, by Committee on Appropriations: "An Act to make a contingent appropriation to provide for the payment of a judgment recovered against Charles T. Stewart, Secretary of State of the State of Montana, by the I. Case Threshing Machine Co., a corporation, in an action to recover foreign corporation fees paid to the State of Montana under protest." Referred to Committee on Finance and Claims.

House Bill No. 123, by Committee on Appropriations: "An Act to amend section 144 of the Revised Codes of 1907, relating to consolidated boards." Referred to Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, February 5, 1921.

I am directed by the Senate to inform your Honorable Body that SenatorATTERY was granted by unanimous consent of the Senate to introduce two bills without previous notice.

Senator Booth asked unanimous consent of the Senate to introduce Bill without previous notice. Objection raised.

On motion of Senator Larson, duly seconded and carried, the rules were suspended and Senator Booth was allowed to introduce bill without previous notice.

Upon motion by Senator Edwards, duly seconded and carried, members of the Senate will be permitted to introduce Bills without previous notice during the balance of the Session.

On motion of Senator Donlan, duly seconded and carried, Sub. for Senate Bill No. 99 was taken from General File and placed on General File for consideration Monday.

On motion of Senator Paul, duly seconded and carried, Sub. for Senate Bill No. 117 was recalled from the House for further consideration by the Senate. The Secretary was requested to ask for its transmittal at once.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, February 5, 1921.

I am directed by the Senate to inform your Honorable Body that the following notices of the introduction of bills were presented and read:

By Donlan: "An Act to provide for the designing and manufacturing of automobile license plates or other identification marks on motor vehicles as provided by law in the State of Montana by the prisoners confined in the State Penitentiary; to provide necessary machinery and supplies for the manufacturing of said plates; providing rules and regulations relative to the carrying out of the provisions of this act."

By Connelly: "An Act to amend Sections 2927 and 2932 of the Revised Codes of Montana of 1907, relating to County Fairs." Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 5, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File, respectfully reported as follows:

Senate Bill No. 107 and recommend that same do pass.

Senate Bill No. 110 and recommend that same be amended as follows:

Amend Section 1 by striking out in line 20 the words "Voting by proxy shall not be permitted," and as amended recommend that same do pass.

Senate Bill No. 139, recommend that same be amended as follows: Amend the title by striking out in line six (6) and seven (7) the words "Sections 13, and 15 of said Act and," that it be made a Special Order of Business for 1 o'clock Monday afternoon, February 7th.

Senate Bill No. 147 and recommend that same do pass.

Senate Bill No. 148 and recommend that same do pass.

Senate Bill No. 160 and recommend that same do pass.

Senate Bill No. 163 and recommend that same do pass.

House Bill No. 25 and recommend that same be concurred in.

House Bill No. 41 and recommend that same be amended as follows: Amend Section one by striking out in lines 4 and 5 of the printed bill the words and figures sixty (60) and inserting in lieu thereof the words and figures fifteen (15) and as amended recommend that it be concurred in.

BURLINGAME, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, Feb. 5th, 1921.

I am directed by the Senate to inform your Honorable Body that following Bills were introduced, read first and second times and referred to Committees designated.

Senate Bill No. 195, by Kinney: A Bill for an Act entitled: "An Act to amend Section 5647 of the Revised Codes of Montana of 1907, defining measure of indemnity and liability of insurance companies upon policies of life, health or freedom from accident." Referred to Committee on Insurance.

Senate Bill No. 196, by Page: A Bill for an Act entitled: "An Act prescribing penalties for the making of false assessments concerning personal property subject to assessment under the laws of the State of Montana." Referred to Committee on Judiciary.

Senate Bill No. 197, by Page: A Bill for an Act entitled: "An Act forbidding the casting or throwing of any materials in any mining shaft, drift, tunnel or opening upon any mining claim or property, or causing the same to be in or rendered of less value and prescribing a penalty therefor." Referred to Committee on Mines and Mining.

Senate Bill No. 198, by Connelly: A Bill for an Act entitled: "An Act to amend Sections 2927 and 2932 of the Revised Codes of Montana of 1907, relating to County Fairs." Referred to Committee on Fairs and Expositions.

Senate Joint Resolution No. 6, by McKay, for Freedom of Ireland and Canada. Referred to Committee on Federal Relations.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, Feb. 5th, 1921.

I am directed by the Senate to inform your Honorable Body that President gave notice and signed in open session the following bills: Senate Bills Nos. 67, 77, 82, 21, Sub. for Senate Bill No. 84, Sub. for Senate Bill No. 102, and S. J. Res. No. 4.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, Feb. 5th, 1921.

I am directed by the Senate to inform your Honorable Body that

on motion of Senator Heren, duly seconded and carried, the Senate recessed 12:45 P. M., until 3 o'clock, and at 3 o'clock was re-convened.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 5th, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File respectfully reported as follows: Sub. for Senate Bill No. 117 and recommend that we do pass.

EDWARDS, Chairman.

The above report was adopted.

On motion of Senator Paul, duly seconded and carried, the rules were suspended and Sub. for Senate Bill No. 117 was considered correctly engrossed and placed on Calendar for Third Reading.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 5th, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body that the standing Committees submitted the following reports:

Committee on Judiciary reported House Bill No. 69, by Berglin, "An Act amend Section 15 of Chapter 8 Session Laws of the Extraordinary Session of the 16th Legislative Assembly, etc.," and recommended that said bill be considered in.

Committee on Judiciary reported Senate Bill No. 145 by Booth: "An Act amending Section 5756 of the Revised Codes of Montana of 1907, relating to execution of mortgages, deeds of trust and assignments for the benefit of creditors by corporations," and recommended that further consideration of said bill be indefinitely postponed.

The above reports were adopted.

Senator Paul was granted unanimous consent of the Senate to revert to order of business No. 2 and the Committee on New Counties and Divisions reported Sub. for Senate Bill No. 117 by Paul, "An Act to provide for the creation, organization and classification of new counties, etc.," and recommended that the same do pass.

The above report was adopted.

On motion of Senator Edwards, duly seconded and carried, Sub. for Senate Bill No. 117, was considered correctly printed and placed on General File.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 5th, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body that communication from the Governor was received and read vetoing Senate Bill No. 117 and upon motion of Senator Booth, duly seconded and carried, the communication was referred to the Judiciary Committee.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 5th, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body that on motion of Senator Heren, the Senate adjourned at 3:30 P. M., to meet Monday, February 7th, 1921, at 1:00 P. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 5th, 1921.

Hon. Fred Gibson, Speaker, House of Representatives, Helena, Montana.

Dear Sir:

I am directed by the Senate, and in compliance with a motion duly made, seconded and carried to request of you the return of Substitute for Senate Bill No. 117, by Paul, at once for further consideration.

Will you kindly deliver the same to the messenger, and oblige,

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 5th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Substitute for Senate Bill No. 117, by Paul, "An Act to provide for the creation, organization and classification of new counties, etc.," was read this time and passed, title agreed to and same is herewith transmitted to the House for its concurrence.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Senate Communication referring to S. B. 173 an Appropriation Measure was referred with the bill to Committee on Revenue and Taxation.

On motion, by Johnson, duly seconded and carried, Senate Communication was considered as having been read at length.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved H. B. No. 28, relating to threshhermen's liens.

(Signed): JOS. M. Dixon, Governor.

February 7, 1921.

To the Honorable Speaker and Members of the House:

Lewis and Clark Post No. 2, American Legion will give a Smoker at the Eddy Rose Room, S. P. M., Tuesday night. Complimentary to all members of the G. A. R., Spanish War Veterans, and American Legion in the 17th Legislative Assembly.

This includes all persons eligible to the organization, whether members or not, and they are cordially invited.

(Signed): BOB FLETHIER, Amusement Committee.

February 5, 1921.

To the Speaker of the House of Representatives:

I am enclosing a copy of a resolution adopted at a meeting of the Roundup Commercial Club held last night, regarding S. B. No. 103:

We strongly recommend that a public hearing be given on this bill before calling up for final passage, in order that the merits and demerits may be impartially discussed, we believe that at present, such a bill would be unwise and retard development of properties in this State, and that proper supervision may be had in a less cumbersome manner.

We also ask that after this resolution is heard by the House, that it be transmitted to the House Committee to whom this bill was referred.

Respectfully submitted,

ROUNDUP COMMERCIAL CLUB.

By Sam S. Josephson, Secretary.

Roundup, Montana, Feb. 3rd, 1921.

A general meeting of the Roundup Commercial Club held to consider the enactment by the present State Assembly of a Blue Sky Law, after full consideration, resolved as follows:

That Blue Sky Laws are intended to protect the people of a State from making investments in impractical and remote projects; whereas, the situation in Montana at this time is that capital is vitally necessary for the development of oil fields.

That the experience of states having these laws is not encouraging, as they prevent the adopting of business plans to changing conditions.

That practically every independent company, organized in Montana, and drilling for oil in good faith, would be put out of business for a long time, if permanently by a blue sky law such as that now proposed.

That independent companies cannot ordinarily operate under the plans now proposed; so that consequently, the large operators, who obtain funds from the profits of their business, and not from public subscription, would have absolute power over the situation, and could hold back the development of Montana oil for many years, as a future reserve for their refineries.

Also, that if independent companies cannot drill, there will be no crude oil available for independent refineries, and none will be built.

That the law now proposed gives the State Auditor enormous powers, contrary to the spirit of the institutions, laws, and constitution of the State; such powers, in fact, as might cause great corruption and build up a sinister political machine.

Also, that under this law, inspectors and geologists of the commission would have arbitrary power utterly to ruin companies and individuals engaged in oil and other mineral development.

We earnestly recommend, that the Legislative Assembly pass no Blue Sky Law, especially in the present early stage of oil development within the state; but that simple and more necessary matters receive attention, as follows:

1. That pipe lines be made common carriers, with favorable use of the right of eminent domain.
2. That oil produced here shall be refined within the state, as in Wyoming.
3. That State land shall be leased in such manner as to secure the development thereof, according to the ordinary usages in leasing land for oil development.
4. That non-residents be licensed for the sale of securities or organization of companies, through one of the existing state commissions, after securing information as to characters and business record equal to that which would naturally exist in the case of a citizen of the state; thus barring out those who have a habit of habitual failures in similar enterprises.

(Signed): H. P. LAMBERT, President.

Attest: Sam S. Josephson.

Feb. 5, 1921.

Wilsall, Montana.

Ed L. Gibson, Helena, Montana.

Kindly arrange postponement consideration Sub. for H. B. Thirteen until representation can be made to legislature.

(Signed): C. M. LOE.

Ed L. Fred L. Gibson, Speaker, House of Representatives, Helena, Montana.

For Mr. Gibson:

We, the undersigned officials and deputies of Park County, Montana, do hereby protest against the passage of S. B. No. 99, for the reason that the salaries of the deputies in the different offices are already far below what they should be to meet the increased cost of living.

Neither do we believe that the Commissioners should have the power to appoint all deputies inasmuch as they already have the power to approve or reject appointments. Each county officer is responsible for the conduct of his office and certainly should be allowed the privilege of appointing his own assistants.

(Signed):

H. J. REESE, County Clerk,

And signatures of the other county officers.

Deputies:

EUGENE D. TILLQUIST, Deputy County Clerk.

And signatures of the other county officers.

NOTICES.

Authors give notice, that they will on tomorrow, or some subsequent date, introduce the following Bills:

By McQuarrie: A Bill for an Act entitled: "An Act to provide for designing and manufacturing of Automobile License Plates or other identification Marks on Motor Vehicles as provided by law in the State of Montana by Prisoners confined in the State Penitentiary; to provide necessary machinery and supplies for the manufacturing of said plates; providing rules and regulations relative to the carrying out of the provisions of this act and providing for appropriate money therefor."

By T. J. Troy: A Bill for an Act entitled: "An Act" extending farmland in drought-stricken sections of Montana from taxes, and providing means whereby the farmer's family in such sections of Montana may be taken care of by the county in which farm is located."

By Riggs: A Bill for an Act entitled: "An Act to amend Sub-Section 1 of Section 502, of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the office and the appointment to office of school trustees."

By Riggs: A Bill for an Act entitled: "An Act to amend section 1 of Chapter 23 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, relating to the power of the cities and towns to provide for concerts for entertainment purposes."

By Stevens: "A Bill for an Act entitled: "An Act relating to persons who have served in the army, navy or marine corps of the United States in time of war and exempting them from the payment of Poll Tax; and providing for a list of such persons by the county assessor and the furnishing of such list by the county assessor to the secretary of state and the compiling and publication in book form of the names and services of such persons and payment therefor."

By Perrine: A Bill for an Act entitled: "An Act fixing the salaries of the secretary of state, state auditor, state treasurer, state superintendent of public instruction, and clerk of the supreme court, and repealing chapter 125 of the Session Laws of 1919."

By Scharnikow: A Bill for an Act entitled: "An Act to amend sub-division 3 of section 2104 of chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the method of appointment of trustees of county high schools."

By Spencer: A Bill for an Act entitled: "An Act to protect highway signs and direction boards; making such sign and direction boards the property of the county in which placed, prohibiting the defacing, altering, or destruction of such signs and boards; prohibiting the erecting of advertising signs similar in size and appearance with such signs and boards; prohibiting the erection of advertising signs not of value as direction boards at road intersections, or the erection of misleading signs, making the violation of this act a misdemeanor and providing a penalty therefor."

By T. F. McDonald of Silver Bow: A Bill for an Act entitled: "An Act to regulate the production, manufacture, sale, barter, exchange, distribution, dealing in, giving away, dispensing, or the disposing in any manner of opium, or cocaine, leaves, their salts, derivatives or preparations; to define drug addiction; to provide for the reporting of drug addicts, to regulate the treatment and to provide for the committal of the habitual users of such drugs; to provide for the revocation of license of habitual users; to provide that under certain conditions the possession of said drugs be unlawful; to provide that the state board of health shall be charged with the duty of enforcing said act and granting to said board the power to make necessary rules and regulations therefor; providing penalties for its violation, and repealing all acts in conflict herewith."

By Tom M. MacDonald, Silver Bow, Johnson, Silver, Rouleau, and King of Silver Bow. A Bill for an Act entitled: "An Act to amend Chapter 1 of the Session Laws of the Eleventh Legislative Assembly of 1909 of the State of Montana, relating to the deposit funds in the hands of the state treasurer, the method of designating the depositories thereof, and fixing the minimum rate of interest thereon."

By Sickler: A Bill for an Act entitled: "An Act to amend Section 687 of the Revised Codes of Montana, enacted in Chapter 113 of the Laws of 1915, relating to summons for publication in an action to quiet title."

By Dodds: A Bill for an Act entitled: "An Act to amend sections 443 to 447 of article 12 of the Revised Codes of 1907 relating to the printing of reports of state officers.

By Fairgrieve: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to section 1 of article III, of the Constitution of the State of Montana; providing that the Legislative Assembly may provide for a bureau of agriculture and a bureau of labor and industry."

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Speaker:

We, your Committee on Fairs and Expositions, having had under consideration S. B. No. 112, A Bill for an Act entitled: "An Act to amend Section 2931 of the Revised Codes of Montana of 1907, as amended by Section 5 of Chapter 1 of the Laws of the Fifteenth Legislative Assembly of the State of Montana, relative to County Fairs, respectfully report as follows: That S. B. No. 112 do pass.

Report adopted.

REID, Chairman.

Speaker:

We, your Committee on Insurance having had under consideration H. B. No. 152, A Bill for an Act entitled: "An Act authorizing fraternal benefit societies in the State of Montana to provide for payment of death or annuity benefits on the lives of children; limiting the total benefits payable providing the manner and mode of issuing benefit certificates, providing the manner of keeping the benefit certificates, providing the manner of keeping the benefit contributions hereunder and requiring an annual financial statement from any society availing itself of the provisions hereof, respectfully report as follows: That H. B. No. 152 do pass.

Report adopted.

TROY, Chairman.

Speaker:

We, your Committee on Fairs and Expositions, having had under consideration S. B. No. 156, a Bill for an Act entitled: "An Act to amend Section 1 of chapter 55 of the Session Laws of the Fourteenth Legislative Session of the State of Montana relating to wagers, respectfully report as follows: That S. B. No. 156 do pass.

Report adopted.

REID, Chairman.

Speaker:

We, your Committee on Appropriations having had under consideration H. B. No. 187, a bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Sommers Fish Hatchery for the year ending February 28, 1921," beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Speaker:

We, your Committee on Appropriations, to whom was referred House Bill No. 188, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of corporation income tax refunds for the year ending February 28, 1921," beg to report same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Speaker:

We, your Committee on Appropriations, to whom was referred House Bill No. 189, a bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Huntley sub-station for the year ending February 28, 1921," beg to report same back with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred House Bill No. 190, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims for requisition for prisoners for the year ending February 28, 1921," beg to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred House Bill No. 184, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the State Board of Horticulture for the year ending February 28, 1921," beg leave to report same back with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred House Bill No. 70, a Bill for an Act entitled: "An Act to provide for the acceptance of the benefits of an Act passed by the Senate and House of Representatives of the United States of America in Congress assembled, to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise, etc.," beg to report same back to the House with the recommendation that it do not pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred House Bill No. 193, a Bill for an Act entitled: "An Act providing for the payment of equalized compensation to each soldier who served in the military or naval forces of the United States during the war between the United States and the German Empire, etc.," beg to report same back to the House with the recommendation that it do not pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 125, being an Act entitled: "An Act requiring all persons, firms, associations, joint stock companies, syndicates and corporations engaging in carrying on the business in this state of selling gasoline and distillate in this State to pay to the State Treasurer certain license fees for engaging in and carrying on such business in this state; fixing the amount of such license fees; providing a method for the assessment, collection and disposition thereof; and prescribing penalties for the violation of this act," respectfully report that H. B. No. 125 be amended in Section 2 by striking out the words "one-half cent" and inserting in lieu thereof the words "one cent" and that in section 5 and wherever else in the bill that the word "Montana Tax Commission" appear that the same be stricken out and the following inserted in lieu thereof: "State Board of Equalization of Montana Tax Commission," if such Commission be created by this assembly; and that in section 5 or wherever else in the bill the word "Commission" occur insert in lieu thereof "State Board of Equalization of Montana Tax Commission" if such commission be created by this assembly.

Section 6, line 4, after the word "shoeing" and before the word "each" insert the following: "The total number of gallons of gasoline and distillate refined, manufactured or compounded and sold by him within this state, or," and as amended recommend that the bill do pass.

Adopted.

COONEY, Chairman.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 72, being "An Act to amend Section 7, of Chapter 87 of the Session Laws of the Fifteenth Legislative Assembly relating to the Method for

ment and collection of a license fee on express companies doing business in state," respectfully report that H. B. No. 72 be amended in subdivision section 1, line 8 by striking out the word "five" and inserting in lieu thereof word "four" and as so amended recommend that the bill do pass.

COONEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had consideration House Bill No. 114, being "An Act requiring every person, association, Joint stock company and corporation engaged in or carrying the business of producing or manufacturing cement, cement plaster or gyp-plaster in this state shall pay to the State Treasurer for engaging in and ing on such business certain license fees for the exclusive use and benefit e State of Montana; fixing the amount of such license fees, prescribing a od for the assessment and collection thereof; and prescribing penalties for ions of the provisions of this Act," respectfully report that H. B. No. 114 mended in Section 2 by striking out the words and figures "one (1)" and ing in lieu thereof the words and figures "five (5)", and wherever in the ill that the words "Montana Tax Commission" appear that the same be en out and the following inserted in lieu thereof: "State Board of Equali- a or Montana Tax Commission, if such Commission be created by this As- sly"; and that wherever in the bill the word "Commission" occurs insert in hereof "State Board of Equalization or Montana Tax Commission, if such ommission be created by this Assembly," and as so amended recommend that ill do pass.

Report adopted.

COONEY, Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred Nos. 135, 100, 109, 66, 161, 158, 139, 155, beg leave to report that the same this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred H. B. 167, Sub. H. B. No. 54, beg leave to report that the same have this date returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and re-ferred to Committees as follows:

H. B. No. 197, by Swift: A Bill for an Act entitled: "An Act requiring pub-licon by County Superintendents of Schools of an annual report of the finan-conditions and transactions of school districts." Referred to Committee on ation.

H. B. No. 198, by Hathaway: A Bill for an Act entitled: "An Act to pro-for the submission to the qualified electors of the State of Montana an dment to Article V of the Constitution of the State of Montana and by g thereto a new section to be known as Section 18-A, authorizing the Leg-ve Assembly by a general or special law to provide for the recall of elective rs with the exception of Judges or courts of record." Referred to Com-e on Constitutional amendments.

H. B. No. 199, by Snell: A Bill for an Act entitled: "An Act requiring em-rs to provide shelter and protection for employees while engaged in the r or construction of the equipment of common carriers and providing pen- for the violation thereof." Referred to Committee on Labor.

H. B. No. 200, by Smith: A Bill for an Act entitled: "An Act to exempt taxation property of veterans of the Civil War and Spanish American and their wives and widows to the value of one thousand dollars." Re-ferred to Committee on Judiciary.

H. B. No. 201, by Goodman: A Bill for an Act entitled: "An Act to submit e qualified electors of the State of Montana, an amendment to Section 19 ticle VIII of the Constitution of the State of Montana, providing for the

term of office of County Attorneys." Referred to Committee on Constitutional Amendments.

H. B. No. 202, by Goodman: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana, an amendment to Section of Article XVI of the Constitution of the State of Montana, providing for increasing the terms of office of county officers." Referred to Committee on Constitutional Amendments.

H. B. No. 203, by Goodman: A Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana, an amendment to Section 12 of Article VIII of the Constitution of the State of Montana, providing for increasing the term of office of District Judges." Referred to Committee on Constitutional Amendments.

H. B. No. 204, by Goodland: A Bill for an Act entitled: "An Act to protect the lives, health and morals of women and minor workers, and to establish maximum hours and minimum wages therefor; authorizing and empowering the Industrial Accident Board to fix such maximum hours and minimum wages and standard conditions of labor for such workers; providing for the appointment of a field secretary of the Industrial Accident Board, fixing her salary and duties; providing penalties for the violation of this Act; making an appropriation therefor, and repealing all Acts or parts of Acts in conflict herewith." Referred to Committee on Appropriations.

H. B. No. 205, by Brooks: A Bill for an Act entitled: "An Act amending Section 1300 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the legal holidays and repealing all Acts and parts of Acts in conflict therewith." Referred to Committee on Judiciary.

H. B. No. 206, by Rixon: A Bill for an Act entitled: "An Act to amend Section 3358 Revised Codes of Montana 1907, relating to annual tax levy for incorporated cities and towns, as amended by Chapter 1, Session Laws 1919 and by Chapter 10 Session Laws Extraordinary Session 1919." Referred to Committee on Revenue and Taxation.

H. B. No. 207, by Rixon: A Bill for an Act entitled: "An Act to amend Section 27 of Chapter 89, Acts of Thirteenth Legislative Assembly relating to the collection of special assessments and taxes for special improvements within incorporated cities and towns." Referred to Committee on Affairs of Cities.

H. B. No. 208, by Sub-committee on Appropriation and Deficiency Claims: A Bill for an Act entitled: "An Act prescribing the duties of sheriffs, deputy sheriffs, county attorneys, deputy county attorneys, constables, mayors, city attorneys, marshals, and police officers, and providing for their removal from office for failure, neglect or refusal to perform such duties, and prescribing the procedure for such removal and the evidency necessary for a prima facie case for such removal." Referred to Committee on Judiciary.

H. B. No. 209, by Sub-committee on Appropriations and Deficiency Claims: A Bill for an Act entitled: "An Act appropriating the sum of two thousand eight hundred ninety-nine dollars and sixty-one cents (\$2,899.61) out of any moneys in the State treasury, not otherwise appropriated, to compensate the Deer Lodge Valley Farms Company for expenditures incurred in connection with the irrigation works constructed for the use and benefit of the Montana State Tuberculosis Sanitarium." Referred to Committee on Appropriations.

H. B. No. 210, by Sub-committee on Appropriations and Deficiency Claims: A Bill for an Act entitled: "An Act to authorize and direct the State Board of Examiners to execute a deed to the Selway-Gardiner Sheep Company, a corporation, conveying to said corporation the south half of the south half of Section Thirty-six, Township six north, Range eleven west, Montana Meridian, legal title to which ground is now in the Montana State Tuberculosis Sanitarium; and deed to be executed and delivered in accordance with an agreement heretofore entered into between the State Board of Examiners and the Selway-Gardiner Sheep Company." Referred to Committee on Judiciary.

H. J. M. No. 8, by Hathaway: A Bill for an Act entitled: "An Act providing that the Senate of the United States of America in Congress assembled, act into law, at the earliest possible moment, the bill introduced by Senator Clayton of Iowa, and now pending in the Honorable Body, providing for the pro-

stration and identification of all lobbyists that are now attendant upon the Congress, or who may hereafter be attendant upon the sessions of future congresses." Referred to Committee on Federal Relations.

On motion of Johnson of Silver Bow, duly seconded and carried, the action of the House on Committee reports on H. B. No. 70 and No. 193 was reconsidered.

On motion of Blomquist, duly seconded and carried the report of Committee on H. B. No. 70 was not adopted and was referred to Committee on Appropriations.

On motion by Blomquist, duly seconded and carried, the report of Committee on H. B. No. 193 was not adopted and H. B. No. 193 was referred to Committee on Military Affairs.

Motion by Snell that H. B. No. 49 be recalled from Committee on Corporations other than Municipal and be re-referred to Committee on Labor was lost by the following vote:

Ayes: Blomquist, Boorman, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Dillavou, Dunn, English, Fairgrieve, Goodland, Goodman, Green (Flathead), Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), King, Larson, Penewell, Provinse, Rixon, Scharnikow, Shoemaker (Lewis & Clark), Smith, Snell, Stevens, Stoner, Troy, Wade, Mr. Speaker. Total 35.

Noes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Bohlman, Brockway, Brooks, Brown (Lewis and Clark), Cooney, Covell, Crumbaker, Daily, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Geis, Gillette, Green (Dawson), Gullidge, Hanson, Hills, Jones, Kemp, Kenyon, Knudsvig, Lakin, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rogers, Rouleau, Sales, Sandy, Scofield, Sickler, Silver, Skulason, Spencer, Spratt, Swift, Treloar, Wallace, Wilcomb, Worden. Total 61.

Absent and not voting: Black, Brasier, Charters, Dodds, Faust, Felton, Haskell, Johnson (Fergus), Roberts, Shoemaker (Yellowstone), Warren, Williams. Total 12.

THIRD READING OF HOUSE BILLS.

Sub. for H. B. No. 8, by Dillavou, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Anderson, Austin, Beley, Bell, Berglin, Black, Blomquist, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlsson, Cavanaugh, Chatfield, Crumbaker, Dillavou, Dunbar, Dunn, English, Fairgrieve, Felton, Goodland, Goodman, Green (Flathead), Hathaway, Hills, Hunter, Johnson (Deer Lodge), Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Oen, O'Hara, Parsons, Peden, Perrine, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Rodgers, Sales, Sandy, Sscharnikow, Scofield, Shoemaker (Lewis and Clark), Smith, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Mr. Speaker. Total, 65.

Noes: Allen, Arnold, Bohling, Conser, Cooney, Covell, Daily, Dowlin (Rosebud), Dowlin (Yellowstone), Geis, Gillette, Green (Dawson), Gullidge, Hanson, Jones, Johnson (Silver Bow), Kemp, King, McDonald (Silver Bow), McQuarrie, Penewell, Phelps, Rhoads, Rouleau, Sickler, Silver, Skulason, Spratt, Wallace, Worden. Total, 30.

Absent and not voting: Bergeson, Brasier, Charters, Dodds, Felton, Haskell, Johnson (Fergus), Jones, Roberts, Shoemaker (Yellowstone), Warren, Wilcomb, Williams. Total—13.

The Speaker gave notice and signed in open session the following bills: H. R. 2, by Warren; H. B. No. 81, by Committee on Revenue and Taxation.

Dillavou moved that House resolve itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and section number, unless upon demand of one member of House that they be read at length, debate to be limited to five minutes to any one member on any one question, seconded and carried.

GENERAL ORDERS.

Skulason in Chair.

House resumed.

Mr. Speaker in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration the following: bills H. Memorial No. 5, H. B. Nos. 78, 118, 140, 141, 136, 127, 148, Sub. H. B. No. 50, H. Sub. for S. B. No. 42, respectfully report as follows:

That H. Memorial No. 5, recommend same do pass.

That H. B. 118 do pass as amended.

That H. B. 140 do pass.

Sub. H. B. 50 do pass as amended.

House Sub. for S. B. 42, do pass with the following amendment: "Amend section 4 by striking out in line 1 the word 'section' and in line 6 the word 'section' and insert in lieu thereof in each place the word 'Act.'"

H. B. No. 141 be referred to Judiciary Committee.

H. B. No. 136 do pass with the following amendment: "Amend section 2, striking out in line 5 the words 'of the state generally' and insert in line 2, after the word 'children' the words 'in such institutions' and in line 5 after the word 'children' the words 'in such institutions.'"

H. B. No. 127 do pass.

H. B. No. 148 do pass with the following amendment: "Amend section 1, adding in line 8 after the word 'county' the words 'provided that if any portion of the cost of preparing such records, maps, plates or charts remain unpaid, said new county shall pay its proportionate share of such costs, as may be determined by the Board of County Commissioners of the old county.'"

H. B. No. 129, do pass.

S. J. M. No. 1 be concurred in.

S. J. Res. No. 2 be concurred in as amended.

S. B. No. 125, be concurred in as amended.

SKULASON, Chairman.

Report adopted.

Notice was given by Dillavou, that he would move that House and Senate bills on tomorrow and subsequent days be read by title and section number only, unless upon demand of some member of the House that they be read at length.

On motion House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

Gullidge moved that action of the House whereby the report of the Judiciary Committee in S. B. No. 127 was adopted, be reconsidered.

Motion was made by Dillavou and duly seconded and carried, that Motion of Gullidge be laid on table.

On motion, the House adjourned until 11 o'clock A. M., Tuesday, February 8 1921.

Attest: R. H. WIEDMAN, Chief Clerk.

FRED L. GIBSON, Speaker.

THIRTY-SEVENTH DAY

House of Representatives Tuesday, February 8, 1921.

House met at 11 o'clock A. M., pursuant to adjournment.

Mr. Speaker in the Chair.

Prayer by Chaplain.

Roll called and all present except: Charters, Scharnikow, Brasier, Haskell, Warren excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for Thirty-Sixth Legislative Day, and have found same to be correct.

JOHNSON, of Silver Bow, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received and read in the House:

Miles City Trades and Labor Council.

Miles City, Montana.

Feb. 6, 1921.

Th Seventeenth Legislative Assembly, House of Representatives, Helena, Montana.

Mr. Speaker:

The following Resolutions were unanimously adopted by the Miles City Trades and Labor Council at a regular meeting held on the 5th of February, 1921.

Whereas A number of bills have been introduced in the Legislature which aimed directly at labor organization, and,

Whereas the enactment of those bills into law will increase the unrest now existing and further widen the breach between employer and employee, therefore it,

Resolved: That the Miles City Trades and Labor Council, speaking for organized workers of this section of Montana, do hereby earnestly protest against passage of any anti-labor bills, and, be it further

Resolved: That a copy of this resolution be sent to the Governor, the House and Senate, the press, and to the local unions affiliated with this Council.

Witnessed:

THOS. GROGAN, President.

A. L. HARKIG, Secretary.

WESTERN UNION TELEGRAM.

Clyde Park, Montana, February 7, 1921.

Fred L. Gibson, c-o Placer Hotel, Helena, Montana.

Mass meeting of citizens of community held today, resolutions passed unanimously protesting against game reserve bill as drafted, ask you to use influence against same, every farmer in the valley will fight it.

CLYDE PARK COMMUNITY CLUB.

On motion by Johnson of Deer Lodge, duly seconded and carried, the Senate communications were considered as read at length:

Mr. Speaker:

February 7, 1921.

I am directed by the Senate to inform your Honorable Body that Senate No. 110, by Harmon, "An Act to authorize stockholders and members of cooperative agricultural corporations to vote by delegates and provide for the mode of their voting."

Also Senate Bill No. 147, by Slattery, "An Act to amend Section 8311 of Revised Codes of Montana of 1907, prescribing the punishment for robbery."

Also Senate Bill No. 148, by Booth, "An Act to amend Section 12 of the Initiative Measure No. 12 passed by the people of the State of Montana at the general Election November 5th, 1918, which initiative measure No. 12 was entitled: "A Bill to propose by initiative petition a law to authorize and regulate

the practice of Chiropractic in the State of Montana and to define the same and to license Chiropractors to practice in the State and to establish a State of Chiropractic Examiners and to define its powers and duties and to provide the compensation; to provide for Chiropractic license fee and the disposition of the same; to provide penalties for the violation of this law and to repeal Acts and parts of Acts in conflict herewith."

Also Senate Bill No. 160, by Hazelbaker, "An Act to amend Section 4 of the Act initiated and passed by the people, entitled: 'A Bill to propose by initiative petition a law to provide for party nominations by direct vote,'" passed by the people of Montana at the general election November, 1912.

Also Senate Bill No. 163, by Burlingame, "An Act amending Section 79 of the Revised Codes of Montana of 1907, relating to the time of commencement of action for the foreclosure of mechanic's and materialmen's liens."

Were this day read third time and passed, title agreed to, and the same are herewith transmitted to the House for its concurrence.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate

Mr. Speaker:

February 7, 1913

I am directed by the Senate to inform your Honorable Body that House Bill No. 25, introduced by Rodgers, relating to the Veterans' Welfare Commission, etc., was this day read third time, and concurred in, title agreed to and the same is herewith returned to the House.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate

Mr. Speaker:

February 7, 1913

I am directed by the Senate to inform your Honorable Body that the Standing Committee on Privileges and Elections submitted the following report, which report on motion, duly seconded and carried, was adopted:

Mr. President:

We, your Committee on Elections and Privileges, having had under consideration Senate Bill No. 135, introduced by Lewis, a Bill for an Act entitled "An Act to amend Sections 2, 3, 9, 10, 13, 16, 17, 18, 21 and 32 and to repeal sections 20 and 22 of the Laws initiated and passed by the people of the State of Montana, at the General Election of 1912, entitled: A Bill to propose by initiative petition a law to provide for party nominations by direct vote" and to add two new sections to be known as Sections 3-a and 3-b," respectfully report as follows: That House Bill No. 135 be amended by striking out that portion of Section 5 beginning with the word "prior" in line six, page 7, and continuing to the end of the section, and by adding a new section to said bill to be known as Section 14, as follows:

"Section 14. Upon the passage and approval of this Act, the State Central Committee of each political party shall have the power to elect a national committeeman who shall hold the office of national committeeman of his party from the date of his election until the date of the primary election held in the year 1921."

And that the remaining sections of the Bill be re-numbered to conform thereto and as amended, recommend that the Bill do pass.

McCONE, Chairman

Mr. President:

We, your Committee on Elections and Privileges, to whom was referred House Bill No. 40, introduced by Goodland, being a Bill for an Act entitled: "A Bill to repeal Chapter 168 of the Tenth Legislative Assembly of Montana, being an Act entitled: 'An Act to provide for the appointment of a State Board of Machine Commissioners, defining their duties, powers and expenses thereof, providing rules and regulations for the use of voting machines in all cities, towns and districts of the State of Montana' and Chapter 99 of the session laws of the Eleventh Legislative Assembly of Montana, entitled: 'A Bill to amend Section 613-615 and 625 of the Revised Codes of Montana of 1907, relating to elections and voting where Voting Machines are used,'" and Chapter XII, Part III, Title II of the Revised Codes of Montana of 1907, entitled: "Voting Machines" being Sections 609 to 625 inclusive of the Revised Codes of Montana,"

Montana of 1907, recommend that same be not concurred in, and said House Bill No. 6 is hereby returned to the House.

McCONE, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 7, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committee made the following reports:

Committee on Engrossed Bills reported Senate Bills Nos. 110, '47, 148, and 163 correctly engrossed.

Committee on Judiciary reported House Joint Resolution No. 6, by committee venue and taxation being a Resolution requesting and directing the secretary of the State to withhold issuance of automobile registrations and the issuance of number plates for the year 1921, until the date of March 10, 1921, unless an earlier date be set by the Legislative Assembly defining a definite policy in relation thereto," and recommended that said Resolution be not concurred in, and said House Joint Resolution No. 6 is herewith returned to the House.

Committee on Judiciary reported Senate Bill No. 184 by Slattery, "An Act authorizing the issuance of alias writs of attachments by District Courts," recommending that said bill be amended by adding after the word "writ" in line 21, the following: "Alias writs of attachment may be issued to the sheriffs of different counties," and as so amended the bill do pass.

Committee on Judiciary reported Senate Bill No. 192 by Booth, "An Act providing for the publication and distribution of the Revised Codes of Montana of 1919," recommending that said bill be amended by adding in Section 5, line 6, after the word "price" the words "to be fixed by the State Board of Examiners," also in section 7, line 32, by adding thereto after the word "copy" the following words "to each member of the Seventeenth Legislative Assembly of Montana, one copy," and as so amended the bill do pass.

Committee on Judiciary reported Senate Bill No. 187, by Booth, "An Emergency Act authorizing the acceptance of warrants of the State of Montana in payment of all taxes, fees, charges and other obligations due the state," recommending the title of said bill be amended by adding the words "and declaring the same to be an emergency," and as so amended the bill do pass.

Committee on Judiciary reported Senate Bill No. 193 by Donlan, "An Act to amend Section 2 (a) of Chapter 96 of the Session Laws of the Fourteenth Legislative Assembly, known as the Workmen's Compensation Act, as amended by Chapter 95 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to salary of Chairman of Industrial Accident Board," recommending that the same do pass.

Committee on Judiciary reported Senate Bill No. 185, by Slattery, "An Act providing that a party to the record of any civil action or proceeding or a person for whose immediate benefit such action or proceeding is prosecuted or defended, or the directors, officers, superintendent or managing agents of any corporation which is a party to the record, may be examined by the adverse party under cross examination subject to the rules applicable to the examination of the other witnesses; and that the party calling such adverse witness shall not be bound by his testimony; and that the testimony given by such witness may be rebutted by the party calling him for such examination, and limiting examination of such witness by his own counsel," recommending that the said bill do pass.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 7, 1921.

I am directed by the Senate to inform your Honorable Body that the following bill was this day introduced, read first and second times and referred to the Committee on Judiciary.

Sub. for House Bill No. 21, introduced by Committee on Judiciary. A Bill for an Act entitled: "An Act relating to a Mother's Pension and for the care of dependent children in their own home by their mother, the father of said children being dead or an inmate of some Montana institution, or who is physically or mentally incapacitated and who has failed to provide for said children for a period of one year or more and whose mother is financially unable to support such children, and providing for the creation of Mother's pension funds of the several counties of the State of Montana, and providing procedure for obtaining such relief; providing a penalty for the violation thereof, and repealing Chapter 86 of the Session Laws of the Fourteenth Legislative Assembly of Montana, Chapter 83 of the Session Laws of the Fifteenth Legislative Assembly of Montana and Chapter 198 of the Session Laws of the Sixteenth Legislative Assembly of Montana, and all laws in conflict herewith." Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 7, 1921.

I am directed by the Senate to inform your Honorable Body that the Governor this day notified the Senate that he had approved Senate Bill No. 105.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 7, 1921.

I am directed by the Senate to inform your Honorable Body that the veto of the Governor to Senate Bill No. 98, introduced by Paul, relating to Oaths of Teachers, was sustained by a vote of the Senate.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 7, 1921.

I am directed by the Senate to inform your Honorable Body that the messages from the House of Representatives bearing date of February 5th were read and ordered filed.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 7, 1921.

I am directed by the Senate to inform your Honorable Body that on motion of Senator Heren, duly seconded and carried, a Conference Committee of the Senate was appointed by the President of the Senate to act with a Conference Committee of the House relative to the loss of Senate Bill No. 117, such Committee consisting of Senators Heren, Paul and Stewart of Meagher.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 7, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second times and referred to Committees as designated:

Senate Bill No. 199, by Stewart, Deer Lodge, A Bill for an Act entitled: "An Act amending Section 7673 of the Revised Codes of Montana of 1907, relating to the distribution of estates and the determination of heirship of foreign heirs." Referred to Committee on Judiciary.

Senate Bill No. 200, by Coburn, A Bill for an Act entitled: "An Act designating the office hours of County and City Officers." Referred to Committee on Counties and Towns.

Senate Bill No. 201, by Gallwey, a Bill for an Act entitled: "An Act amending Section 444 of the Revised Codes of Montana of 1907 relating to the publication of reports of State Officers." Referred to Committee on Judiciary.

Senate Bill No. 202, by Gallwey, A Bill for an Act entitled: "An Act to provide for the establishment of part-time schools and classes and to compel attendance of minors less than eighteen years of age upon such schools and

and to provide punishment for the violation thereof, and to repeal Chapter 3 of the Session Laws of the Sixteenth Legislative Assembly." Referred to Committee on Education.

Senate Bill No. 203, by Slattery, A Bill for an Act entitled: "An Act for the payment of the traveling and other expenses of State, County, City School District officers when in attendance upon any convention, meeting or hearing other than such as they may be required by law to attend." Referred to Committee on Education.

Senate Bill No. 204, by Lewis, A Bill for an Act entitled: "An Act to provide for the submission to the qualified electors of the State of Montana of an amendment to the whole of Article XVI of the Constitution of the State of Montana relating to municipal corporations and officers." Referred to Committee on Judiciary.

Senate Bill No. 205, by Joint Committee on Agriculture, Livestock and Poultry, A Bill for an Act entitled: "An Act creating a department of Agriculture, Labor and Industry, and defining its powers and duties, designating a Commissioner of Agriculture as the Chief Executive Officer of said Department, defining his compensation, powers and duties; abolishing the State Board of Agriculture, the State Horticulturist, the Board of Directors of the State Horticulture, the State Dairy Commissioner, the Board of Dairy Commission Examiners, the Department of Labor and Industry, the Department of Agriculture and Publicity, the Grain Grading Inspection and Warehousing Commission of the State of Montana, and the State Board of Poultry Husbandry; repealing the following Acts and parts of Acts in conflict herewith: Sections 1, 2, 3, including Section 3-Z contained in said Section 3, and Section 7, 8, 11, 12, 13 and 14 of Chapter 9 of the laws of the Sixteenth Legislative Assembly of 1919; all of Chapter 9 of the Laws of the Sixteenth Legislative Assembly of 1919 save and except Sections 25 and 28 thereof; Sections 1917 to 1923 inclusive of the Revised Codes of 1907 as amended by Chapter 121 of the Laws of the Twelfth Legislative Assembly of 1911; Section 1923-A of Chapter 121 of the Laws of the Twelfth Legislative Assembly of 1911 as amended by Section 1 of Chapter 90 of the Laws of the Sixteenth Legislative Assembly of 1919; Sections 1924, 1925, 1930, 1931, 1932, 1933, 1934, 1936, 1937, 1938, 1939, and 1940 to 1944 inclusive of the Revised Codes of 1907 as amended by Chapter 121 of the Laws of the Twelfth Legislative Assembly of 1911; Sections 3 to 11 inclusive of Chapter 12 of the Laws of the Twelfth Legislative Assembly of 1911; Chapter 55 of the Laws of the Thirteenth Legislative Assembly of 1913; Chapter 15 of the Laws of the Twelfth Legislative Assembly of 1911; Chapter 56 of the Laws of the Thirteenth Legislative Assembly of 1913; Chapter 132 of the Laws of the Fourteenth Legislative Assembly of 1915; Chapter 127 of the Laws of the Sixteenth Legislative Assembly of 1919; Chapter 69 of the Laws of the Thirteenth Legislative Assembly of 1913; referred to Committee on Agriculture.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

Helena, Montana, February 7, 1921.

I am directed by the Senate to inform your Honorable Body that the following motions were presented, duly seconded and carried:

By Senator Lewis, that Senate Bill No. 136 be taken from General File and placed on a special order of business for Thursday, February 10th.

By Senator Booth, that Senate Bill No. 144 be taken from General File and referred to the Judiciary Committee.

By Senator Junod, that no bills on General File be considered at today's session except Senate Bill No. 139, which had been made a special order of business.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

Helena, Montana, February 7, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File respectively reported as follows:

Senate Bill No. 139 and recommend that same be amended as follows: Amend Section one by inserting the words "and Registered School Warrant in line 5 after word "districts." Amend by striking out in Section 1, line the words "by and resided on." Amend Section 7, line 5, by inserting after the word "shall" in the printed bill the words "at their discretion."

Amend Section 4 by striking out in line 8 the words "for a period of three years" and in lines 8 and 9 the words "after three annual interest payments have been made," and as so amended that same do pass.

SLATTERY, Chairman

The foregoing report on motion of Senator Slattery, duly seconded and carried, was adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate

Mr. Speaker:

Helena, Montana, February 7, 1921

I am directed by the Senate to inform your Honorable Body that the President of the Senate gave notice and signed in open session House Bill No. 8 and House Joint Resolution No. 2.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate

Mr. Speaker:

Helena, Montana, February 7, 1921

I am directed by the Senate to inform your Honorable Body that on motion of Senator Heren, duly seconded and carried, the Senate this day adjourned at the hour of 3:05 P. M. to meet tomorrow at 11 o'clock A. M.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate

February 7, 1921

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures:

- H. B. No. 81—Relating to the date of State and County Fiscal Year.
- H. R. No. 2—Relating to tariff on manganese ore.

JOS. M. DIXON, Governor

Butte, Montana, February 7, 1921

The Hon. Fred L. Gibson, Legislative Assembly, Helena, Montana.

Dear Sir:

We, of the above organization, have noted the fact that Mr. Warren Silver Bow County has introduced a Bill No. 49, known as the "Anti-Pickling Bill." We trust that you, as a representative of the people, will allow this bill to go no further than the committee.

The law, as it now stands, has worked to the general satisfaction of the public for over twenty years, there having been no cases in which it appeared that labor had taken unfair advantage of it. On the other hand, at our recent election, conservative labor throughout the State, supported the present administration in Helena, with the promise and understanding that by so doing they would further the cause of peace and prosperity, and we were going to have harmonious working conditions. No mention was made during the campaign of any drastic action being contemplated against labor. The result of such action will mean that the legitimate labor organization will have to cease doing business and in its stead the One Big Union will receive such an impetus that in the very near future, it will be impossible to stem the tide.

Please give this matter your earnest consideration, and if possible see that we get a hearing before final action is taken.

Yours respectfully,

BUTTE CLERK'S UNION

NOTICES.

The author gave notice that he would on tomorrow, or some subsequent day introduce the following bill:

By Wallace: A Bill for an Act entitled: "An Act creating a State Land

of health, providing for the membership of said Board, providing for a Secretary of said Board and fixing the salary thereof, and repealing Chapter 157 of the Session Laws of the regular session of the Sixteenth Legislative Assembly."

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration House Bill No. 84, entitled: "An Act to Punish Derogatory statements affecting banks," respectfully report as follows.

That House Bill No. 84 be amended as follows: Strike out in line 11, on 1, the following words "directly, or by inference derogatory" and insert in lieu thereof the following "false and injurious." Strike out in line 12 the following words "or affects the solvency or financial standing," and insert after the word "state" at the end of line 14 the following words "so as to affect the solvency or financial standing of any such Bank." Insert in line 15 after the word "shall" and before the word "counsel" the word "wilfully" and strike out the word "five" in line 18 and insert in lieu thereof the word "one." Strike out the word "five" in line 19 and insert in lieu thereof the word "one." Amend the title by striking out the word "derogatory" and inserting in lieu thereof the words "false and injurious."

Said Section 1, when so amended will read as follows:

Section 1. Any person who shall maliciously make, circulate, or transmit, to another or others, any statement, rumor or suggestion, written, printed, or by word of mouth, which is false and injurious to the financial condition of any bank, savings bank, banking institution or trust company, whether under State or national supervision doing business in this State, so as to affect the solvency or financial standing of any such bank, or who shall wilfully counsel, aid, protect or induce another to start, transmit or circulate any such statement or rumor, shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than one thousand dollars, or by imprisonment for a term of not more than one year, or both.

And when so amended the bill do pass.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration House Bill No. 159, entitled: "An Act to amend Section 1599 of the Revised Codes of the State of Montana of 1907, relating to the practice of osteopathy," respectfully report as follows: That House Bill No. 159 be amended as follows:

In line 12 strike out the word "recognized" and in the same line after the word "osteopathy" insert the following: "Recognized by the State Board of Osteopathic Examiners."

In line 12 strike out the word "conveys" and insert in lieu thereof the word "confers." And when so amended the bill be printed and placed on General Orders.

O'HARA, Chairman.

Motion by O'Hara, that report of Judiciary Committee be adopted.

Upon sub-motion by Conser, duly seconded and carried, House Bill No. 159 segregated from report of Judiciary Committee and referred to Committee on Public Health and Sanitary Affairs.

Mr. Speaker:

We, your Committee on Agriculture, having had under consideration substitute S. B. No. 116, by Leuthold, entitled: "An Act to amend Section 2, Chapter 61 of the laws of the Thirteenth Legislative Assembly of Montana of 1913, relating to quarantine against insect pests and plant diseases." Respectfully report as follows: That Substitute Senate Bill No. 116 be concurred in.

Report adopted.

CONSER, Chairman.

Mr. Speaker: We your Committee on Agriculture, having had under consideration H. B. No. 134, by Dunbar, entitled: "An Act to repeal Chapter 204 of the Laws of the Sixteenth Legislative Assembly, relating to the State terminal grain elevator," respectfully report as follows: That H. B. No. 134 do pass.

Report adopted.

CONSER, Chairman.

Mr. Speaker:

We, your Committee on Federal Relations, having had under consideration H. J. M. No. 8, entitled: An Act praying that the senate of the United States of America in congress assembled, enact into law at the earliest possible moment, the bill introduced by Senator Kenyon of Iowa, and now pending in the Honorable Body, providing for the proper registration and identification of lobbyists that are now attendant upon the congress, or who may hereafter be attendant upon the sessions of future congresses.

Respectfully report as follows: That House Joint Memorial Bill No. 10 do pass.

Report adopted.

KNUDSVIG, Chairman.

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration House Bill No. 10, introduced by Hathaway, a Bill for an Act to make Sheriffs, Under Sheriffs, Deputy Sheriffs, Constables and Forest Rangers, Forest Supervisors or Deputies, ex-officio Game and Fish Wardens and to define their duties, and repealing sections 1949, 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1962, 1967, 1968, 1970, 1974, and 1975 of the Revised Codes of 1907, relating to Game and Fish Wardens; and repealing Section 1961 of the Revised Codes of 1907, as amended by Chapter 87 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana entitled: "An Act to amend Section 1961 of the Revised Codes of Montana of 1907, authorizing and empowering the State Game Warden to create additional Game and Fish Wardens, and to appoint Additional Game and Fish Wardens," approved March 5, 1909, and repealing Section 2 of Chapter 28 of the Session Laws of the Twelfth Legislative Assembly and entitled: "An Act authorizing the State Game and Fish Warden to appoint a Chief Deputy and defining his powers and duties, and amending Section 1968 Revised Codes of the State of Montana of 1907, relating to the compensation of deputies, Game and Fish Wardens," approved March 16, 1911; and repealing chapter 63 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, entitled: "An Act authorizing the State Game and Fish Warden to appoint additional deputies at certain times; providing for their compensation and authorizing the State Game and Fish Warden to employ an additional clerk, and fixing the salary thereof, and providing the manner in which the same shall be paid" approved March 2, 1911; and repealing Chapter 96 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled: "An Act authorizing the State Game and Fish Warden to appoint six additional clerks, and fixing the salary thereof, and providing the manner in which the same shall be paid," approved March 2nd, 1911; and repealing Chapter 96 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled: "An Act authorizing the State Game and Fish Warden to appoint six additional deputies providing for their compensation, and providing the manner in which the same shall be paid," approved March 14, 1913; and repealing section 44 of chapter 173 of the Session Laws of the Fifteenth Legislative Assembly relating to the appointment of deputy Game Wardens under civil service rules; and to amend section 1973 of Revised Codes of Montana of 1907, relating to Hunting and Fishing License blanks and the duties of the state auditor in connection therewith; and to amend sections 1, 3, and 4 of chapter 38 Session Laws Thirteenth Legislative Assembly of the State of Montana, entitled: "An Act to provide that aliens shall pay a gun license, and providing a penalty for failure to obtain license; to provide for and regulate the duties of the Game and Fish Warden and his deputies, and to provide for the disposition of the fines so collected, and to amend Section 1 of Chapter 173 Acts of the Fifteenth Legislative Assembly, relating to the issuance of Hunting and Fishing Licenses and Section 8 of Chapter 173 Acts of Fifteenth Legislative Assembly relating to Montana Game and Fish Commission." Respectfully report as follows: That House Bill No. 10 do not pass.

Report adopted.

BROOKS, Chairman.

Speaker:

We, your Committee on Fish and Game, having had under consideration the Bill No. 145, introduced by Chatfield: A Bill for an Act entitled: "An amending section 20, chapter 173 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917." respectfully report as follows: That the Bill No. 145 do pass.

BROOKS, Chairman.

Report adopted.

Speaker:

We, your Committee on Engrossment, to whom was referred House Bill Nos. 129, 118, 127, 140, 136, 148, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Speaker:

We, your Committee on Engrossment, to whom was referred Sub. House Nos. 50 and 42 introduced, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Speaker:

We, your Committee on Engrossment, to whom was referred House Memorial No. 5, introduced, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Speaker:

We, your Committee on Printing, to whom was referred House Bills Nos. 144, and Sub. H. B. No. 27, beg leave to report that the same have this been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Speaker:

We, your Committee on Enrollment, respectfully report as follows: That B. No. 81 and H. R. No. 2 have been delivered to the Governor's office for signature.

Report adopted.

BLACK, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following Bills were introduced, read first and second times, and referred to Committees as follows:

S. B. No. 110 introduced by Harmon: A Bill for an Act entitled: "An Act to authorize stockholders and members of co-operative agricultural corporations to vote by delegates and providing for the mode of their voting." Referred Committee on Agriculture.

S. B. No. 147, by Slattery, "An Act to amend section 8311 of the Revised Codes of Montana of 1907, prescribing the punishment for robbery." Referred Committee on Judiciary.

S. B. No. 148, by Booth, a Bill for an Act entitled: "An Act to amend section 12 of the Initiative Measure No. 12, passed by the people of the State of Montana at the General Election November 5th, 1918, which initiative measure No. 12 was entitled: "A bill to propose by initiative petition a law to authorize and regulate the practice of Chiropractic in the State of Montana and define the same and to license Chiropractic Examiners and to define its powers and duties and to provide the compensation; to provide for Chiropractic license and the disposition of the same, to provide penalties for the violation of said law and to repeal all acts and parts of acts in conflict herewith." Referred Committee on Public Health and Sanitary Affairs.

Report adopted.

S. B. No. 160, by Hazelbaker: A Bill for an Act entitled: "An Act amend section 4 of the Act initiated and passed by the people, entitled 'A Bill propose by initiative petition a law to provide for party nominations by dis vote,' passed by the people of Montana at the general election, November, 19 Referred to the Judiciary Committee.

S. B. No. 163, by Burlingame: "An Act amending Section 7299 of the l vised Codes of Montana of 1907, relating to the time of commencement of acti for the foreclosure of mechanics' and materialmen's liens." Referred to Judicia Committee.

H. B. No. 211, introduced by Committee on Appropriations, A Bill for Act entitled: "An Act appropriating money for the payment of deficiency clai arising out of the operation of the Montana State Fair for the year ending Fe ruary 28, 1921." Referred to Committee on Appropriations.

H. B. No. 212, by Geis, A Bill for an Act entitled: "An Act to create t county of Edgerton, designate its boundaries, provide for its organization a government, and to change the boundaries of Fergus county to conform thereto Referred to Committee on New Counties and Divisions.

H. B. No. 213, by McDonald of Silver Bow, a Bill for an Act entitled: "A Act to regulate the production, manufacture, sale, barter, exchange, distributio dealing in, giving away, dispensing, or the disposing in any manner of opium, coca leaves, their salts, derivatives or preparations; to define drug addiction, provide for the reporting of drug addicts, to regulate the treatment and to pr vide for the committal of the habitual users of such drugs, to provide for t revocation of license or habitual users, to provide that under certain conditio the possession of said drugs shall be unlawful, to provide that the State Boa of Health shall be charged with the duty of enforcing said act and granting said board the powers to make necessary rules and regulations therefor; makin an appropriation for carrying out the provisions of this act; providing penalti for its violation and repealing all acts in conflict herewith." Referred to Co mittee on Public Health and Sanitary Affairs.

H. B. No. 214, by Spencer, A Bill for an Act entitled: "An Act to prote highway sign and direction boards, making such sign and direction boards t property of the county in which placed; prohibiting the defacing, altering, destruction of such signs and boards; prohibiting the erecting of advertising sig similar in size and appearance with such signs and boards; prohibiting the ere tion of advertising signs, not of value as direction boards at road intersection or the erection of misleading signs; making the violation of this act a mi demeanor and providing a penalty therefor. Referred to Committee on Hig ways.

H. B. No. 215, by Silver. A Bill for an Act entitled: "An Act to amer Chapter 87 of the Laws of the Thirteenth Legislative Assembly, 1913, entitle "An Act relating to religious corporations, and providing for the incorporatio power and management of diocesan corporation and of parish or local corpora tion." Referred to Committee on Judiciary.

H. B. No. 216, by Fairgrieve, A Bill for an Act entitled: "An Act to su mit to the qualified electors of the State of Montana an amendment to sectio 1 of article XVIII of the constitution of the State of Montana providing th the Legislative Assembly may provide for a bureau of Agriculture and a burea of Labor and Industry." Referred to Committee on Constitutional Amendment

H. B. No. 217, by McQuarrie: A Bill for an Act entitled: "An Act to pr vide for the designing and manufacturing of automobile license plates or oth identification marks on motor vehicles as provided by law in the state of Mo tana by the prisoners confined in the State Penitentiary; to provide necessa machinery and supplies for the manufacturing of said plates; providing rul and regulations relative to the carrying out of the provisions of this act and pr viding for appropriate money therefor." Referred to Committee on Appropri tions.

H. B. No. 218, by Perrine: A Bill for an Act entitled: "An Act fixi the salaries of the Secretary of State, State Auditor, State Treasurer, Sta Superintendent of Public Instruction, and Clerk of the Supreme Court, at

repealing chapter 123 of the Session Laws of 1919." Referred to Committee on Judiciary.

H. B. No. 219, introduced by Sickler: A Bill for an Act entitled: "An Act to amend section 687 of the Revised Codes of Montana, enacted in chapter 1 of the laws of 1915, relating to summons for publication in an action without title." Referred to the Committee on Judiciary.

H. B. No. 220, introduced by Riggs: A Bill for an Act entitled: "An Act to amend section 1 of chapter 23 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, relating to the power of cities and towns to provide band concerts for entertainment purposes." Referred to Committee on Affairs of Cities.

H. B. No. 221, by Riggs (by request): A Bill for an Act entitled: "An Act to amend sub-section 5, of section 502, of chapter 76 of the laws of the thirteenth legislative assembly of the State of Montana, relating to the office of the appointment to office of school trustees." Referred to Committee on Education.

H. B. No. 222, introduced by Committee on Agriculture without previous notice and by unanimous consent of House. A Bill for an Act entitled: "An Act to designate and provide for the destruction and eradication of Canada thistles, quack grass and other noxious weeds, and the appointment by County Commissioners and City Councils of a weed commissioner, defining his duties, fixing his compensation and providing penalties for violations of the provisions said act, and to repeal sections 8871-8872-8873 and 8874 of the Revised Codes of Montana of 1907." Referred to Committee on Agriculture.

H. B. No. 223, introduced by Williams without previous notice and by unanimous consent of House. A Bill for an Act entitled: "An Act amending section 4 of chapter 42 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, relative to the term of office of water commissioners." Referred to Committee on Irrigation and Water Rights.

H. B. No. 224, introduced by O'Hara without previous notice and by unanimous consent of the House. A Bill for an Act entitled: "An Act to amend sections 6 and 8 of chapter 113 of the Session Laws of the Thirteenth Legislative Assembly of Montana entitled: "An Act to create and establish a standard size of apple box for the State of Montana; providing for the proper labeling and numbering of all apple boxes, and providing a penalty for the violation of this Act." As amended by chapter 57 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana. Referred to Committee on Horticulture.

H. B. No. 225, by Rodgers without previous notice and unanimous consent of House. A Bill for an Act entitled: "An Act to amend Section 6 (b), of chapter 170 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, the same being an Act to establish a State Highway Commission, defining its powers and duties, and providing for a state Highway Commission fund and appropriating money therefor; providing for obtaining the benefits of federal aid under the act of congress approved July 11, 1916, and repealing chapter 78 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana." Referred to Committee on Highways.

H. B. No. 226, introduced by Arnold and Skulason without previous notice and by unanimous consent of the House. A Bill for an Act entitled: "An Act providing for a poll tax upon the inhabitants of the State for the support and maintenance of the State government and for the widows' pension fund and the poor fund of the counties of this state." Referred to the Judiciary Committee.

Speaker Pro Tem in Chair.

THIRD READING OF SENATE BILLS.

Senate Bill No. 125, by Griffin, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Crumaker, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Faust, Felton,

Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullie, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Walace, Wilcomb, Williams. Total—93.

Noes: None.

Absent and not voting: Allen, Brasier, Charters, Covell, Dowlin (Rosebud), Dowlin (Yellowstone), Haskell, Parsons, Ray, Buell, Sickler, Stevens, Warren, Worden, and Mr. Speaker. Total—15.

Senate Joint Memorial No. 1 by Hefferlin, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Peden, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clerk), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Spencer, Spratt, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total—89.

Noes: None.

Absent and not voting: Bohling, Brasier, Carlson, Charters, Dowlin (Yellowstone), Geis, Hanson, Haskell, Northey, O'Hara, Stoner, Swift, Treloar, Troy, Parsons, Ray, Snell, Stevens, Warren. Total—19.

Senate Joint Resolution No. 2, by Siegfriedt, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Carlson, Cavanaugh, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Worden. Total—93.

Noes: None.

Absent and not voting: Allen, Bohling, Brasier, Cady, Charters, Conser, Dowlin (Rosebud), Haskell, Johnson (Deer Lodge), Roberts, Scharnikow, Stevens, Warren, Williams, Mr. Speaker. Total—15.

THIRD READING OF HOUSE BILLS.

On motion by Dillavou, duly seconded and carried, the third reading of all House Bills, now on third reading, was dispensed with and same were read by section number and title only.

H. B. No. 13, by Brooks, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist,

st, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rodgers, Roberts, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total—90.

Noes: Beley, Crumbaker, Hathaway, Phelps. Total—4.

Absent and not voting: Allen, Brasier, Charters, Dowlin (Rosebud), Dowlin (Yellowstone), Gillette, Hanson, Haskell, Ogden, Rixon, Scharnikow, Stevens, Warren, Mr. Speaker. Total—14.

Sub. H. B. No. 9, by Fish and Game was read three several times, title history agreed to was passed by the following vote:

Ayes: Anderson, Arnold, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Sickler, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total—91.

Noes: Austin and Beley. Total—2.

Absent and not voting: Allen, Berglin, Brasier, Carlson, Charters, Gillette, Haskell, Knudsvig, Ray, Riggs, Scharnikow, Shoemaker (Yellowstone), Silver, Stevens, Warren. Total—15.

On motion house recessed until 2:30 o'clock P. M.

AFTERNOON SESSION.

House resumed.

Speaker Pro Tem in Chair.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The Standing Committees reported as follows:

Speaker:

We, your Committee on State Boards and Officers, having had under consideration H. B. No. 180, introduced by Roberts, a bill for an Act entitled: "An Act to amend Section 2 of chapter XXX of the Session Laws of the Thirteenth Legislative Assembly of Montana, relating to the inspection and operation of steam boilers within the State of Montana and including the examination and licensing of engineers therefor," respectfully report as follows:

That H. B. No. 180 be reported back to the House with the recommendation that it do not pass.

DILLAVOU, Chairman.

Report adopted.

Speaker:

We, your Committee on State Boards and Officers, having had under consideration H. B. No. 75, introduced by Dillavou, a bill for an Act entitled: "An Act creating the office of State Marshal of the State of Montana and prescribing and defining his powers and duties, providing for his compensation and salary."

authorizing the employment of a clerk and the appointment of deputies and prescribing and defining their powers and duties and providing for their salaries and compensation: creating a fund for the payment of the salaries and expenses of the State Marshal and his clerk and deputies and making an appropriation to law enforcement fund," respectfully report as follows: That H. B. No. 75 reported back to the House that it do not pass, but that sub. for H. B. No. 75 entitled: "An Act providing for the appointment of special agents, prescribing and defining their powers and duties, and providing for their compensation and creating a fund for the payment of compensation and expenses of such special agents." do pass.

Report adopted.

DILLAVOU, Chairman.

Mr. Speaker:

We, your Committee on Education, having had under consideration Sub. for S. B. No. 121, by Mains, entitled: "An emergency Act authorizing the Board of School Trustees of any school district to fund outstanding indebtedness by the issuance of bonds, regulating the issuance of such bonds and providing for the payment thereof; authorizing the issuance of warrants by school districts for the current expenses of the school year of 1920-1921, in excess of available money and in excess of the Tax Levy heretofore made and for the subsequent funding of said warrants," respectfully report as follows:

That sub. S. B. No. 121 be amended as follows, and as amended that it be concurred in. Amend section 1, line 4 by striking out the words "on or before July 1, 1921," and inserting the same words after the word "incurred" in line 4.

Also after the word "equipment" in line 6, add the words "new buildings heretofore completed." Also after the word "district" in line 10, add the words "represented by warrants heretofore issued whether in excess of funds on hand and anticipated revenues or otherwise."

Amend section 2 by adding the following words at the beginning of section: "In addition to the powers conferred by section 1 of this act, and".

Report adopted.

GULLIDGE, Chairman.

Mr. Speaker:

We, your Committee on Education, having had under consideration H. B. No. 197, by Swift, entitled: "An Act requiring publication by County Superintendents of Schools of an Annual report of the financial conditions and transactions of school districts," respectfully report as follows: That H. B. No. 197 do pass as amended. Amend section 1, line 4, by adding after the word "district" the words "and sub-districts."

Report adopted.

GULLIDGE, Chairman.

The Speaker Pro Tem gave notice and signed in open session the following Bills: S. J. Res. No. 4, by Siegfriedt; S. B. No. 67, by Booth; S. B. No. 81, by Booth; S. B. No. 82, by Booth; S. B. No. 21, by Booth; sub. for S. B. No. 84, by Booth; Sub. for S. B. No. 102, by Page.

On motion House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

On motion of Skulason, seconded and carried, H. B. No. 226 was referred to Committee on Revenue and Taxation.

On motion by Cooney, H. B. No. 125 was taken from Third Reading and placed on General Orders for tomorrow.

On motion by Reid, seconded and carried H. B. No. 100 was taken from General Orders and re-referred to Committee on Livestock and Public Range.

On motion by Stevens, seconded and carried, H. B. No. 80 was taken from General Orders and referred to Judiciary Committee.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Public Morals, Charities, Reforms, having had under consideration H. B. No. 74, introduced by Skulason, a Bill for an Act entitled:

An Act amending section 1 of chapter 175 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relative to the unlawful sale of intoxicating liquors," respectfully report as follows: That H. B. No. 74 be amended by inserting in line 30 after the word "scientific" the word "medical." And as amended the bill do pass.

HATHAWAY, Chairman.

Report adopted.

Speaker:

We, your Committee on Public Morals, Charities, Reforms, having had under consideration H. B. No. 174 introduced by Haynes, entitled: A Bill for an Act entitled: "An Act to amend Chapter 29 of the Montana Session Laws of 1917; and an Act to prohibit gambling on games played upon pool and billiard tables; to punish those who participate therein as well as those who conduct or carry such games and to provide for early closing of all pool halls, billiard halls, bowling alleys, and other places, where pool or billiards are played, respectfully report as follows: That H. B. No. 174 be amended by inserting in line 17 after the word "therein" the following "without the parents or guardian appearing in person and signing a statement giving consent, said statement and signatures being in a book kept for that purpose and open for public inspection," and as amended the bill do pass.

HATHAWAY, Chairman.

Report adopted.

Speaker:

We, your Committee on Privileges and Elections, having had under consideration H. B. No. 126, a bill for an Act entitled: "An Act to amend Part III, of the II, chapter V of the political code of 1907 of the State of Montana, relating to Judges and clerks of election, by amending sections 500, 502, 503 and 505," respectfully report as follows: That H. B. No. 126 be amended in section 1 by striking out in line eight the word "two" and inserting in lieu thereof the word "one" and when so amended the bill do pass.

BELEY, Chairman.

Report adopted.

Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 206, being a Bill for an Act entitled: "An Act to amend section 18 of the Revised Codes of Montana of 1907 relating to annual tax levy for incorporated cities and towns and as amended by chapter 1, Session Laws 1919 and by chapter 10 Session Laws Extraordinary Session 1919," respectfully report as follows: That H. B. No. 206 be re-referred to the Judiciary Committee.

COONEY, Chairman.

Report adopted.

Speaker:

We, your Committee on Banks and Banking, having had under consideration H. B. No. 138, introduced by Greening, an Act to amend section 4192 of the Revised Codes of the State of Montana 1907 pertaining to the time when building and loan associations may commence business and granting to the State Examiner discretion in the issuance of the certificate authorizing the commencement of business by such examiner; also, to amend section No. 4198 of said Revised Codes pertaining to the taxation of the property and capital stock of building and loan associations," respectfully report as follows: That S. B. No. 138 do pass.

WILCOMB, Chairman.

Report adopted.

Speaker:

We, your Committee on Banks and Banking, having had under consideration H. B. No. 129, introduced by Greening, a Bill for an Act entitled: "An Act to amend chapter 136 of the Laws of the Fifteenth Legislative Assembly 1917, and section 50 of Chapter 89 of the Laws of the Fourteenth Legislative Assembly

relating to reserve requirements for Montana State Banks," respectfully report as follows: That S. B. No. 129 do pass.

WILCOMB, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Mines and Mining, having had under consideration H. B. No. 164, A Bill for an Act entitled: "An Act to amend sections 15, 16, 17, 20, 21, 22, and 30 of chapter 120 of the Session Laws of 1911, as amended by the Sixteenth Legislative Assembly, relating to the examining board for the purpose of examining applicants for coal mine inspector, coal mine foreman, and coal mine examiner, and repealing all acts and parts of acts in conflict herewith," respectfully report as follows:

That H. B. No. 164, Section 2, be amended by adding to what is known as "section 16" a sub-section to be known as sub-section (c): "Sub-section (c) When any person having been granted a certificate of competency by the State of Montana, to act as mine foreman, fire boss or mine examiner, is charged with gross, or criminal carelessness, or intemperance, while in the performance of his duties, it shall be the duty of the State Coal Mine Inspector to make a thorough investigation of the charge and upon satisfactory proof of such charge to revoke said certificate of competency." Provided that such person whose certificate has been so revoked may appeal from such action of the State Coal Mine Inspector to the State Board of Examiners, but such revocation shall continue until the State Board of Examiners shall otherwise determine, and as so amended, Bill do pass.

TRELOAR, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Mines and Mining, having had under consideration S. Joint Res. No. 5 by, McKay, respectfully report as follows: That S. J. No. 5 be concurred in.

TRELOAR, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 5, a Bill for an Act entitled: "An Act to create a State Tax Commission, prescribing the powers and duties thereof, and making an appropriation therefor," beg to report same back to the House with the recommendation that it do pass as amended.

Amendment to H. B. No. 5 by Committee on Appropriations.

That section 6 of H. B. No. 5 be amended by striking out in said section after the words "annual salary of" the word "six" and inserting in lieu thereof the word "five."

On motion, duly seconded and carried, H. B. No. 5 was referred to Committee on State Boards and Officers.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred H. B. No. 7 introduced by Troy, Skulason, Riggs, Rogers, Dowlin, beg leave to report same back as correctly engrossed.

H. AUSTIN, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

Reid was granted permission to introduce a bill without previous notice and by the unanimous consent of the House.

The following Bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 227, by Livestock and Public Ranges, introduced without previous notice and unanimous consent of the House. A Bill for an Act entitled: "An Act to define the term 'estrays' and to provide penalties for the taking up, using and disposing of estrays." Referred to Committee on Livestock and Public Ranges.

H. B. No. 228, introduced by Committee on Livestock and Public Ranges, without previous notice and unanimous consent of the House. A Bill for an Act entitled: "An Act regulating the artificial marking and branding of Livestock and the recording and re-recording of such marks and brands the fees to be charged for such recording and re-recording and penalties for failure to comply with the provisions of this Act, and repealing Chapter 27 of the Laws of Montana, Twelfth Session, 1911, and Section 1791, of the Revised Codes of Montana, 1907." Referred to Committee on Livestock and Public Ranges.

H. B. No. 229, introduced by Committee on Livestock and Public Ranges. A Bill for an Act entitled: "An Act to amend Section 1796 of the Revised Codes of Montana of 1907." Referred to Committee on Livestock and Public Ranges.

H. B. No. 230, introduced by Committee on Livestock and Public Ranges, without previous notice and unanimous consent of the House. A Bill for an Act entitled: "An Act to define the duties of persons, slaughtering cattle, and to repeal Chapter 206 of the Laws of Montana of the Sixteenth Legislative Assembly of 1919, and to provide penalties for violation of this Act." Referred to Committee on Livestock and Public Ranges.

H. B. No. 231, introduced by Johnson of Silver Bow. A Bill for an Act entitled: "An Act to amend Section 10 of Chapter 155 of the Session Laws of the 15th Legislative Assembly of 1917 of the State of Montana, known as the Absent Voters Law." Referred to the Committee on Privileges and Elections.

H. B. No. 232, introduced by Brockway. A Bill for an Act entitled: "An Act to repeal Chapter 19 of the Laws of the Fifteenth Extraordinary Session of the Legislative Assembly of Montana, of 1918, relating to seed grain." Referred to Committee on Agriculture.

H. B. No. 233, introduced by Wade, by request, without previous notice and unanimous consent of the House. A Bill for an Act entitled: "An Act amending Section 2081 of the Revised Codes of Montana of 1907, relating to the establishment of fire districts in unincorporated towns and villages, providing for the establishment of a trust fund in incorporated and unincorporated towns and villages, to be known as the 'Volunteer Firemen's Relief Fund' and providing for the uses and purposes of such trust fund." Referred to Committee on Judiciary.

H. B. No. 234, introduced by Brockway. A Bill for an Act entitled: "An Act repealing Chapter 8 of the Laws of the Extraordinary Session of the Legislative Assembly of Montana, of 1919, relating to relief of persons rendered destitute or in need of aid by reason of drouth, hail or unfavorable climatic conditions." Referred to Committee on Agriculture.

H. B. No. 235, introduced by Committee on Public Morals, Charity and Reform, without previous notice, and unanimous consent of the House. A Bill for an Act entitled: "An Act abolishing the Bureau of Child and Animal Protection, and establishing a Children's Bureau in lieu thereof; providing for the appointment of a Secretary of the Children's Bureau and for deputies and assistants; prescribing the duties and salary of such Secretary; providing for reports pertaining to children and child welfare, to be made by such Secretary to the Eighteenth Legislative Assembly; making it the duty of departments, commissions and bureaus having to do with child welfare in Montana, to cooperate with the Children's Bureau, and making an Appropriation for the purposes of this Act; repealing Sections 1660, 1661, 1662, 1663, 1664, 1665, 1666, 1667, 1668, and 1669 of the Revised Codes of Montana of 1907, as amended by Chapter 36 of the Laws of the Eleventh Legislative Assembly of 1909; Chapter 127 of the Laws of the Twelfth Legislative Assembly of 1911; Chapter 112 of the Laws of the Thirteenth Legislative Assembly of 1913, and all other Acts amendatory thereof." Referred to Committee on Appropriations.

H. B. No. 236, introduced by the Committee on Railroads and Transportation. A Bill for an Act entitled: "An Act for the greater safety of the Traveling Public by requiring all drivers of any automobile or other vehicle operated by gasoline, steam or electric power to come to a full stop in certain cases before crossing a railroad grade crossing where it intersects a public highway located

outside of the corporate limits of incorporated cities or towns, and requiring signs of dangerous grade crossings to be erected on either side thereof and providing a penalty for the violation of the provisions of this Act." Referred to Committee on Railroads and Transportation.

Sub. for H. B. No. 75, introduced by Dillavou. A Bill for an Act entitled: "An Act providing for the appointment of special agents, prescribing and defining their powers and duties, and providing for their compensation and creating a fund for the payment of a compensation and expenses of such special agents." Referred to Committee on Printing.

On motion of Dillavou, House resolved itself into the Committee of the Whole for consideration of General Orders, all bills to be read by Section Number and title only and open to amendment, unless on demand of some member that they be read at length.

GENERAL ORDERS.

Dillavou in chair.

House resumed.

Speaker Pro Tem in chair.

The report of the Committee of the Whole is as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration Business on General Orders, respectfully report as follows:

H. B. No. 144 do pass.

H. B. No. 130 do pass.

H. B. No. 155, do pass.

H. B. No. 158, do pass.

That further action be deferred on H. B. No. 139 until a similar bill by Committee on Appropriations be reported.

H. B. No. 109, do pass.

H. B. No. 66 be referred to Judiciary Committee.

S. B. No. 156 be concurred in with the following amendment:

Senate Bill No. 156. Amend by adding new Section to be numbered 2 as follows:

Section 2. The Board of Directors, or other managing agency of the State Fair, in advertising the events, exhibits or attractions thereof shall in no way or manner, advertise the fact that pari mutuel machines are to be used, permitted or operated at the State Fair."

S. B. No. 166 be concurred in with the following amendment: Amend Section 3 by striking out the words "approval and passage" and inserting in lieu thereof the words "passage and approval."

DILLAVOU, Chairman.

A question of quorum was raised and call of the House demanded which showed the following absent: Austin, Brasier, Dowlin of Rosebud, Faust, Haskell, Jones, Kenyon, Phelps, Rixon, Scharnikow, Snell, Warren, Mr. Speaker.

Dillavou moved the adoption of the report of the Committee of the Whole.

As a substitute, Boorman mover that S. B. No. 156 be segregated from the report, which motion was lost.

Upon motion, duly seconded and carried, the report of the Committee of the Whole was adopted.

On motion House adjourned until 11:00 o'clock A. M. Wednesday, Feb 9, 1921.

Attest:

R. H. WIEDMAN, Chief Clerk.

FRED L. GIBSON, Speaker.

THIRTY-EIGHTH DAY

House of Representatives, February 9, 1921.

House met at 11:00 A. M., pursuant to adjournment.

Speaker Pro Tem in the chair.

Prayer by Chaplain.

Roll called and all present except: Scharnikow and Mr. Speaker. Brasier, nell, Haskell, and Warren excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, have this day examined the Journal for the thirty-seventh day, and have found same to be correct.

Report adopted. JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received and read in the House:

Mr. Speaker:

February 8, 1921.

I am directed by the Senate to inform your Honorable Body that the following House Bills were read third time and concurred in, title agreed to and the same are herewith returned to the House:

House Bills Nos. 69, 87, and 90.

That House Bill No. 64, by Silver, was read third time and concurred in as amended, title agreed to, and same is herewith transmitted to the House for concurrence in Senate amendments.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 8, 1921.

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 107, by Connelly, read third time and passed, title agreed to and the same is herewith transmitted to the House for concurrence.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 8, 1921.

I am directed by the Senate to inform your Honorable Body that a communication from the Miles City Trades and Labor Council protesting against the passage of any Anti-Labor Bill was received and read.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 8, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Labor and Capital reported Senate Bill No. 177, by Anderson, 'An Act regulating the employment of honorably discharged soldiers and sailors of the United States and their widows in the public departments and upon all public work of the State of Montana and the Counties thereof, and providing for the recording of certificates of honorable discharge of said soldiers.' and recommend that the same do pass.

Committee on Military Affairs reported Senate Bill No. 188, by Pauline, 'An Act to amend Section 1290 of the Revised Codes of Montana of 1907, as heretofore amended, relating to the qualifications for admission into the Soldiers' Home, and providing for the admission of Soldiers, Sailors and Marines, who served in the Confederate Army of America during the late Civil War.' and recommend that same do pass.

Committee on Federal Relations reported Senate Bill No. 118, by Greening, 'An Act accepting the provisions of Section Sixteen of Public Act of the 63th Congress, No. 239, entitled: 'An Act to provide for the allotment of lands of

the Crow Tribe, for the distribution of tribal funds, and for other purposes," and recommend that same do pass.

The above reports were adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 8, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times and referred to Committees designated:

Senate Bill No. 206, by Joint Committee on Stockgrowing and Grazing. Agriculture and Dairying. A Bill for an Act entitled: "An Act to provide that the Livestock Commission shall constitute the Livestock Sanitary Board, to define the powers and duties of the Livestock Sanitary Board, and to repeal Sections 1512 to 1558 (both inclusive) and Sections 1836 to 1853 (both inclusive) of the Revised Codes of Montana, 1907, to repeal Chapter 157 of the Laws of Montana, Fifteenth Session of 1917, and to repeal Chapters 132 and 199, each respectively, of the Laws of Montana, Sixteenth Session of 1919." Referred to Committee on Stockgrowing and Grazing.

Senate Bill No. 207, by Cone. A Bill for an Act entitled: "An Act to amend Subdivision 4 of Section 512 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 3 of Chapter 81 of the Session Laws of the Fifteenth Legislative Assembly, as amended by Section 15 of Chapter 190 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to reports of Clerks of School Districts." Referred to Committee on Education.

Senate Bill No. 208, by Greening. A Bill for an Act entitled: "An Act to authorize State Banks in Montana to accept drafts and deal in acceptances." Referred to Committee on Banks and Banking.

Senate Bill No. 209, by Cooper. A Bill for an Act entitled: "An Act to provide for the sending of indigent lepers to the Federal Home for Lepers." Referred to Committee on Federal Relations.

Senate Bill No. 210, by Burlingame. A Bill for an Act entitled: "An Act providing for recording declarations of Trust, Trust Agreements, and wills creating Trusts." Referred to Committee on Judiciary.

Senate Bill No. 211, by Burlingame. A Bill for an Act entitled: "An Act authorizing the designation and appointment of District Judges throughout the State of Montana to act in the capacity of Commissioners of the Supreme Court in order to relieve the court from the overburdened condition of its calendar; to provide required additional clerical assistance; prescribing certain duties of District Judges; and declaring the same an emergency." Referred to Committee on Judiciary.

Senate Bill No. 212 by Church. A Bill for an Act entitled: "An Act to regulate the practice of Chiropody in the State of Montana; to provide for the establishment of a State Board of Chiropody (Podiatry) examiners; to define the duties and powers of said Board; to provide for the examining and registering of Chiropodists (Podiatrists) in this State; and to provide penalties for violations of this Act." Referred to Committee on Sanitary Affairs.

Senate Bill No. 213, by Heren. A Bill for an Act entitled: "An Act defining and regulating common carrier pipe lines and granting to them the right of eminent domain; empowering the Railroad Commission of Montana to regulate the rates, charges and business of such common carrier pipe lines, prohibiting discrimination by said pipe lines and providing penalties for the violation of this Act." Referred to Committee on Oils and Leases.

Senate Joint Memorial No. 2, introduced by Cowan. "A Resolution memorializing the Congress of the United States to enact appropriate legislation and provide sufficient appropriations for the completion of Federal Reclamation projects within the State of Montana, at as early a date as possible, and candidly to advise the Congress and the Cabinet at Washington of the exact facts relating to irrigation and public land settlement within the State of Montana." Referred to Committee on Irrigation and Water Rights.

Sub. for House Bill No. 8, by Dillavou. A Bill for an Act entitled: "An

et to provide for an apportionment of membership and representation of the several counties in Montana in the House of Representatives of the Legislative Assembly of Montana, and to fix the number of members thereof." Referred to committee on Apportionment and Representation.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 8, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees submitted the following reports:

Committee on Education reported Senate Bill No. 157 by Page, "An Act providing for the appointment of a Chancellor for the University of Montana, and fixing his salary, and recommend that the same do not pass.

Committee on Education reported Senate Bill No. 176, by Siegfriedt, "An Act amending Section 2108 of the Thirteenth Legislative Assembly of Montana relating to County High Schools," and recommended that the same do not pass.

Committee on Education reported Senate Bill No. 180 by Greening, "An Act to amend Section 2003 of Chapter 76, Laws of the Thirteenth Legislative Assembly relative to the apportionment by County Superintendents of school money," recommended that the same do pass.

Committee on Education reported Senate Bill No. 202 by Gallwey, "An Act to provide for the establishment of part-time school and classes and to compel attendance of minors less than eighteen years of age upon such schools and classes, and to provide for the punishment of the violation thereof, and to repeal Chapter 133 of the Session Laws of the Sixteenth Legislative Assembly," and recommend that the same do pass.

Committee on Agriculture reported Senate Bill No. 205, "An Act creating a Department of Agriculture, Labor and Industry and defining its powers and duties, etc.," and recommended that Section 1 be amended at line 25 by adding a line 25 after the words "agricultural" the words "and labor."

Amend Section 58 on page 34 by adding at the end thereof after the word "board" in line 6 the words "nor with the enforcement of the safety provisions of the Workmen's Compensation Act" and as so amended the bill do pass.

The above reports were adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 8, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Kirton, duly seconded and carried, Senate Bill No. 115 was taken from General File and re-referred to Committee on Counties and Towns.

That upon motion of Senator Donlan, duly seconded and carried, Sub. for Senate Bill No. 99 was taken from General File and re-referred to Committee on Counties and Towns.

That Senate Joint Memorial No. 2, by Cowan, relating to irrigation in the State of Montana, was read and upon motion of Senator Cone, duly seconded and carried, same was referred to Committee on Irrigation and Water Rights.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 8, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectively reported as follows:

House Bill No. 61 and recommend that same be re-referred to the Judiciary Committee.

House Bill No. 64 and recommend that same be amended by striking out Section 3 thereof, and as amended recommend that same be concurred in.

House Bill No. 69 and recommend that same be concurred in.

House Bill No. 87 and recommend that same be concurred in.

House Bill No. 90 and recommend that same be concurred in.

House Bill No. 91 and recommend that same be concurred in.

House Bill No. 107 and recommend that same be concurred in.

House Bill No. 41 and recommend that same be re-referred to the Judicial Committee.

Senate Bill No. 150 and recommend that same do pass.

Senate Bill No. 153 and recommend that same be re-referred to the Committee on Insurance.

Senate Bill No. 159 and recommend that same be amended as follows:

Amend Section 1 by adding the word "commissioners" after the word "county" in line 7 on page 1, and that it be placed at the head of the list of general file tomorrow.

COOPER, Chairman.

It was moved by Senator Cooper that the foregoing report be adopted which motion was duly seconded. It was moved by Senator Donlan, duly seconded and carried, that the report be amended by segregating House Bill No. 1 from the report.

It was moved by Senator Anderson, duly seconded and carried, that House Bill No. 91 be segregated from the report.

The report of the Committee of the Whole as amended was thereupon adopted.

It was moved by Senator Donlan that House Bills No. 91 and 107 be placed on General File for consideration tomorrow, which motion was duly carried.

Upon motion of Senator Heren, duly seconded and carried, the Senate recessed at 12:30 P. M., until 1:30 P. M., and re-convened at 1:30 P. M., the President presiding.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, February 8, 1921.

I am directed by the Senate to inform your Honorable Body that Standing Committees reported as follows:

Committee on Engrossed Bills reported Senate Bill No. 107 correctly engrossed.

Committee on Stockgrowing and Grazing reported Senate Bill No. 206, "An Act to provide that the Livestock Commission shall constitute the Livestock Sanitary Boards, etc.," recommended that said Bill be amended by amending the title by striking out from title in line 7 thereof, the words "and 199, each respectively" and to change the word "chapters" in said line to read "chapter."

And to amend Sub-section 7 of Section 8, line 9, page 5, by adding words "provided that the standards referred to in this sub-section 7 insofar as they relate to dairies or milk and its by-products shall not be deemed to include standards of weight or measurement."

And to amend Section 36 at line 8, page 18, by striking out the words "Chapter 199, Session Laws of 1919" and recommended that the bill as amended do pass.

The above reports were adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, February 8, 1921.

I am directed by the Senate to inform your Honorable Body that rising at a point of personal privilege, Senator Booth explained to the Senate that the best parliamentarians state that the veto of an executive may properly be referred to a committee and any report may be made thereon, except that of definite postponement.

That at 2 o'clock P. M. the Senate adjourned to meet Wednesday, February 9, 1921, at 11 o'clock A. M.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

On motion by Johnson of Deer Lodge, seconded and carried, communications from the Senate were considered as read at length:

WESTERN UNION TELEGRAM.

Havre, Montana, February 2, 1921.

Rep. T. J. Troy, Helena, Montana.

Consensus opinion here that Assiniboine impractical for school of any kind.

Feel that Normal School at Havre is the only Educational Institution we can hope for here. Sentiment swinging strong to Asylum. Feel it would not interfere with experiment station or prospects for Normal School. Go after asylum wrong.

V. R. GRIGGS.

WESTERN UNION TELEGRAM.

Havre, Montana, January 28, 1921.

J. Troy, Representative State Capitol, Helena, Montana.

Sentiment in favor of State Hospital for the Insane at Assiniboine rapidly crystallizing as facts become better known. You are requested to use your best efforts for this institution by the undersigned: Jas. Gussenhaven, Pauline Gussenhaven, Gerald Cassman, Guy Funk, A. J. Broadwater, C. C. Brundage, Louis May, E. J. Branson, W. C. McKelvey, W. R. Hutchinson, A. M. Grimmer, Henry Ahlmand, Phil Jestrab, Dr. McKenzie, Dr. Ward, Dr. Hautz, W. F. Sheridan, Marsden, Mayor A. L. Ritt, W. C. Lang, Elmer Carpenter, A. F. Killile, J. P. Brady, C. C. Harper, L. W. Mack, P. A. Peterson, A. M. Peterson, C. B. Koepke, W. Wright, Frank Merrill, Geo. Klinger, A. Gleason, Chas. Ritt, C. Heath, E. F.exter, Leo Ritt, Chas. Tyrell, Wm. Calton, J. Bockland, P. A. Brainerd, Sarah Achale, Elizabeth Ireland, W. R. Griggs.

WESTERN UNION TELEGRAM.

Great Falls, Montana, February 8, 1921.

Harry Stevens, State Capitol, Helena, Montana.

Our attention has been called to proposed action on the pari-mutuel bill Wednesday, February 9. In our opinion sentiment in Cascade county is overwhelming in favor of this bill, because of its providing a wholesome way for the success of the State Fair without the necessity of a large appropriation and consequent taxation, thus insuring in reasonable manner the success of the greatest aid to our Livestock and Agricultural interests. We earnestly urge you to support this bill.

Signed: S. S. Ford, Nate Wertheim, F. R. Vandeputte, O. D. Wadsworth, E. M. Ford, W. T. Greely, Dan Tracy, W. W. Cheeley, Abe Kaufman, H. P.aban, Fred Birch, Roy McKnight, R. A. Nathan, H. P. Broan, C. E. Hubbard, Frank Brown, W. S. Frary, J. C. Kelly, Lester H. Booker.

NOTICES.

The author gave notice that he would on tomorrow or some subsequent day introduce the following bills:

By Bohling. A Bill for an Act entitled: "An Act to change the boundary line between the Counties of Teton and Chouteau; taking from said County of Chouteau certain territory and adding the same to the said County of Teton; providing for the appointment of Commissioners to adjust indebtedness; providing for the transfer of School Funds and Delinquent Taxes; providing for the transferring and transfer of records and the transfer of actions pending in court; and providing that Township, School and other Officers within the Territory so transferred shall hold their offices for the balance of their terms."

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration H. B. No. 5, introduced by Bergeson, a Bill for an Act entitled: "An Act to create a Tax Commission, prescribing the powers and duties thereof and making an appropriation therefor." respectfully report as follows: That House Bill No. 5 be amended as follows: Amend Section 6 of said Bill by striking out after the words "annual salary of" the word "six" and insert in lieu thereof the word "five," and as so amended be reported back to the House with the recommendation that it do pass.

DILLAVOU, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration House Bill No. 6, introduced by Bergeson, a Bill for an Act entitled: "An Act to amend Subdivision 5 of Section 1 of Chapter 48, Session Laws Sixteenth Legislative Assembly of the State of Montana entitled: 'An Act prescribing the powers and duties of the State Board of Equalization and repealing Sections 2584 to 2592 inclusive, of the Revised Codes of Montana of 1907,'" respectfully report as follows: That H. B. No. 6 be reported back to the House with the recommendation that it do pass.

Report adopted.

DILLAVOU, Chairman.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration H. B. No. 173, introduced by Green of Flathead, a Bill for an Act entitled: "An Act providing for the labor of County, City and Town prisoners on the Roads, Streets or other public works for the benefit of the County, City or Town," respectfully report as follows: That H. B. No. 173 be reported back to the House with the recommendation that it do pass.

Report adopted.

McDONALD (Silver Bow), Chairman.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration H. B. No. 175, introduced by Riggs, a Bill for an Act entitled: "An Act defining duties of cities or towns and their officers or agents in case of livestock or domestic animals of any kind are impounded, restrained or seized in such city or town, and defining the duties of the Secretary of the Montana Livestock Commission in such cases," respectfully report as follows: That H. B. No. 175 be amended as follows: Amend Section 1 by striking out all of Section 1 appearing after the words "officers or agents" in line 4 and insert in lieu thereof the following words "to give notice to the owner of such livestock or domestic animals so impounded, seized, restrained or held by such county or town if the owner is known, in the manner hereinafter provided." Strike out the words "or ascertained" in lines 1 and 2 of Section 3. Strike out the words "and ascertainable" in lines 1 and 2-3 of Section 4. Strike out the words "directly and" in line 1, Section 8. As so amended we recommend that it do pass.

Report adopted.

McDONALD (Silver Bow), Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration, Senate Bill No. 137 entitled: "An Act to amend Section 1 of Chapter 16 of the Laws of the Eleventh Legislative Assembly, relating to purposes for which private corporations may be formed," respectfully report as follows: That Senate Bill No. 137 be amended as follows: In line 2 of paragraph 9 after the word "places" insert the word "of." In line 1 of paragraph 10 strike out the word "of" and insert the word "or." In line 3 of paragraph 32 after the word "stock" insert the word "of," and when so amended the bill be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 209, a Bill for an Act entitled: "An Act appropriating the sum of \$2,899.61 out of any moneys in the State Treasury, not otherwise appropriated, to compensate the Deer Lodge Valley Farms Company for expenditures incurred in connection with the irrigation works constructed for the use and benefit of the Montana State Tuberculosis Sanitarium," beg to report same back with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 176, a Bill for an Act entitled: "An Act appropriating money for the use of the Montana Tuberculosis Sanitarium for the period beginning March 1, 1921 and ending June 30, 1921," beg to report same back with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 211, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana State Fair for the year ending February 28, 1921," beg to report same back with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

Brockway asked permission to introduce a bill without previous notice and unanimous consent of the House.

Brown of Lewis & Clark asked permission to introduce a bill without previous notice and by unanimous consent of the House.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 237, by Dillavou, a Bill for an Act entitled: "An Act to amend section 6662 of the Revised Codes of Montana as amended by Chapter 85 of the Legislative Assembly of the State of Montana, relating to the serving of writs of attachments, and to repeal all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

H. B. No. 238 by Scofield introduced without previous notice and by unanimous consent of the House, a Bill for an Act entitled: "An Act to amend Section 509, of Chapter 76, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the letting of contracts by school trustees." Referred to Committee on Education.

H. B. No. 240 by Judiciary Committee, introduced without previous notice and by unanimous consent of the House, a Bill for an Act entitled: "An Act to amend Section 6449, of the Revised Codes of the State of Montana of 1907, as amended by Chapter 47, of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana relating to the time of commencing actions." Referred to Committee on Judiciary.

H. J. Res. No. 6 by Hathaway, introduced without previous notice and by unanimous consent of the House, being a resolution calling upon the Secretary of State to furnish complete and detailed information relative to the printing, publishing and indexing of the proceedings of the constitutional convention of 1907." Referred to Committee on State Boards and Officers.

H. J. Memorial No. 8 by Gillette: A Bill for an Act entitled: "Memorializing the Congress of the United States, the Secretary of State of the United States and the Secretary of the International Joint Commission and relating to interpretation of the treaty between Great Britain and the United States proclaimed May 13, 1910, adjudicating the division of the waters of St. Mary's River and Milk River, said interpretation being inequitable and not contemplated nor the intent of either contracting party at the time of negotiations; urging upon the congress, the Secretary of State of the United States, and the Secretary of the American side of the International Joint Commission the necessity of hearing at an early date before the said International Joint Commission at some point within the Milk River Valley, the Milk River Valley Irrigation Project containing approximately 300,000 acres irrigable lands, at which hearing the opportunity to secure an equitable interpretation may be had." Referred to Committee on Irrigation and Water Rights.

Sub. for H. B. No. 166, by Committee on Railroads and Transportation. A Bill for an Act entitled: "An Act to amend Section 4349 Revised Codes of Montana, 1907, relating to the rate per mile for the transportation of passengers on railroads operating in the State of Montana." Referred to Committee on Railroads and Transportation.

S. B. No. 107, by Connelly. A Bill for an Act entitled: "An Act to provide for the creation, organization, government and extension of drainage districts to prescribe the rights, powers and duties, thereof, to provide for the construction, maintenance and control thereby of drains, to provide for the payment therefor, to provide for the assessment, and collection of taxes and assessments therefor; and repealing with certain reservations, Chapter 147 of the Session Laws of 1915, Chapter 144 of the Session Laws of 1909, Sections 2470 to 2497 both inclusive, of the Revised Codes of Montana, for 1907, and all acts and parts of Acts in conflict herewith." Referred to Committee on Internal Improvements.

MOTIONS AND RESOLUTIONS.

Upon motion of Brooks, duly seconded and carried, H. B. No. 82 was referred to Committee on Insurance.

On motion of Stevens duly seconded and carried, H. B. No. 134 was referred to General Orders.

Upon motion, by Brockway, duly seconded and carried, H. B. No. 167 was taken from General Orders and referred to The Special Committee on H. Insurance.

Upon motion by Hanson, duly seconded and carried, H. B. No. 148 was taken from Third Reading and placed on General Orders.

Upon motion, by Rixon, seconded and carried, H. B. No. 144, was referred to Committee on Judiciary.

A motion was made by Johnson of Deer Lodge, seconded and carried, that a committee of three be appointed to draft resolutions, commemorating the birth, life and achievements of Abraham Lincoln.

Upon motion, by O'Hara, seconded and carried, S. B. No. 156 was taken from Third Reading and placed upon General Orders and made a special order of Business for 11:00 o'clock Saturday.

THIRD READING OF SENATE BILLS.

Sub. for S. B. No. 116, by Leuthold, having been read three several times, title and history agreed to, was concurred in as amended, by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Mineral), Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Conser, Covell, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Smith, Snell, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Worden. Total, 93.

Noes: None.

Absent and not voting: Arnold, Brasier, Brooks, Charters, Chatfield, Coon, Crumbaker, Dillavou, Dunn, Haskell, King, Rickard, Sales, Scharnikow, Skulason, Mr. Speaker. Total, 16.

The Speaker Pro Tem gave notice and signed in open session the following: H. B. No. 25 by Rodgers.

THIRD READING OF HOUSE BILLS.

H. B. Memorial No. 5, by Knudsvig, Phelps, Rickard, and Gillette, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 88.

Noes: None.

Absent and not voting: Anderson, Brasier, Brooks, Brown (Mineral), Gilson, Charters, Conser, Crumbaker, Dowlin (Yellowstone), Gillette, Green (Flathead), Haskell, King, McQuarrie, O'Hara, Ray, Sales, Scharnikow, Warren, Mr. Speaker. Total, 20.

H. Sub. for S. B. No. 42, by Judiciary Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Austin, Beley, Bell, Bergeson, Berglin, Black, Bohling, Brooks, Brown (Lewis and Clark), Buell, Conser, Cooney, Daily, Dillavou, Dodds, Dowlin (Rosebud), English, Fairgrieve, Felton, Geis, Gillette, Goodman, Green (Dawson), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rogers, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Worden. Total, 76.

Noes: Brown (Mineral), Hathaway, Perrine, Spencer. Total, 4.

Absent and not voting: Allen, Anderson, Arnold, Blomquist, Boorman, Brasier, Cady, Carlson, Cavanaugh, Charters, Chatfield, Covell, Crumbaker, Dowlin, Dunbar, Dunn, Faust, Goodland, Green (Flathead), Haskell, Jones, King, Knudsvig, Ogden, Ray, Sales, Scharnikow, Mr. Speaker. Total, 28.

H. B. No. 127, by Scharnikow, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Chatfield, Conser, Cooney, Covell, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden. Total, 84.

Noes: None.

Absent and not voting: Allen, Brasier, Cavanaugh, Charters, Crumbaker, Daily, Dowlin (Yellowstone), Dunn, Goodman, Green (Dawson), Haskell, Johnson (Deer Lodge), Johnson (Fergus), King, McQuarrie, Ray, Roberts, Sales, Scharnikow, Spratt, Stevens, Wade, Warren, Mr. Speaker. Total, 24.

H. B. No. 140 by Judiciary Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brockway, Brown (Lewis & Clark), Buell, Cady, Cavanaugh, Conser, Covell, Daily, Dodds, Dowlin (Rosebud), Dunbar, English, Felton, Geis, Gillette, Goodland, Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Spencer, Spratt, Stoner, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 76.

Noes: Brown (Mineral), Carlson, Hathaway, McQuarrie, Rouleau. Total 5.

Absent and not voting: Allen, Austin, Bohling, Brasier, Brooks, Charters, Chatfield, Cooney, Crumbaker, Dillavou, Dowlin (Yellowstone), Dunn, Fairgrieve, Faust, Goodman, Green (Dawson), Haskell, Johnson (Deer Lodge), King, MacDonald (Flathead), Parsons, Scharnikow, Snell, Stevens, Swift, Warren, Mr. Speaker. Total 27.

H. B. No. 136, by Committee on State Boards and Officers, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Berglin, Black, Blomquist, Bohling, Brockway, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge,

Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rix, Rixon, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 90.

Noes: None.

Absent and not voting: Austin, Bergeson, Boorman, Brasier, Brooks, Cady, Chatfield, Dunn, Haskell, King, Parsons, Phelps, Rickard, Roberts, Rodgers, Scharnikow, Stevens, Warren, Mr. Speaker. Total 18.

H. B. No. 118, by Scharnikow, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis & Clark), Brown (Miner), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Coll, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Rixon, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Troy, Wade, Wilcomb, Williams, Worden. Total—93.

Noes: Nones.

Absent and not voting: Beley, Brasier, Brooks, Dunbar, Dunn, King, McDonald (Flathead), Riggs, Roberts, Scharnikow, Snell, Treloar, Wallace, Warren, Mr. Speaker. Total—15.

H. B. No. 129 by Committee on Ways and Means, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brooks, Brown (Lewis and Clark), Brown (General), Buell, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rouleau, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total—89.

Noes: Nones.

Absent and not voting: Beley, Brasier, Brockway, Cady, Chatfield, Dunn, Goodland, Haskell, Parsons, Phelps, Roberts, Rodgers, Sandy, Scharnikow, Stevens, Snell, Treloar, Warren, Mr. Speaker. Total—19.

Sub. for H. B. No. 50 by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brooks, Brown (Lewis and Clark), Cady, Chatfield, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Roberts,

rs, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoe-
ma (Yellowstone), Sickler, Silver, Skulason, Smith, Stevens, Stoner, Swift,
Tre Wade, Wallace, Wilcomb, Williams, Worden. Total 86.

oes: Nones.

bsent and not voting: Beley, Brasier, Brockway, Brown (Mineral), Buell,
Dowlin (Yellowstone), Dunbar, Faust, Goodland, Haskell, Hills, McQuar-
rhelps, Rixon, Scharnikow, Snell, Spencer, Spratt, Treloar, Warren, Mr.
er. Total 22.

peaker Pro Tem gave notice and signed in open session the following bills:
S. B. No. 85 by Booth.

S. B. No. 35 by Booth.

I. B. No. 78, by T. J. Troy, S. G. Skulason, D. F. Riggs, Henry G. Rod-
and Chas. M. Dowlin, having been read three several times, title and his-
agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bergeson, Berglin, Black, Blomquist, Bohling,
nan, Brooks, Brown (Lewis and Clark), Carlson, Cavanaugh, Chatfield,
Co y, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin
(Yellowstone), Dunbar, Dunn, English, Faust, Felton, Geis, Gillette, Goodland,
Go nan, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson
(Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Ken-
yon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver
Bo , Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse,
Re s, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales,
Sa , Scofield, Shoemaker (Yellowstone), Shoemaker (Lewis and Clark), Silver,
Sk son, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace,
W mb. Total—83.

oes: Nones.

bsent and not voting: Anderson, Beley, Bell, Brasier, Brockway, Brown
eral), Buell, Cady, Charters, Conser, Fairgrieve, Green (Flathead), Has-
Hunter, McQuarrie, Phelps, Ray, Scharnikow, Sickler, Smith, Stevens,
W en Williams, Worden, Mr. Speaker. Total—25.

On motion, duly seconded and carried, House recessed until 2:30 P. M.

AFTERNOON SESSION.

House resumed.

Speaker Pro Tem in Chair.

On motion of Dillavou, duly seconded and carried, the history of H. B.
34 was corrected to show that it had been referred to the Printing Com-
mittee and reported back correctly printed.

THIRD READING OF HOUSE BILLS.

I. B. No. 64, by Silver, having been read three several times, title and his-
agreed to, was passed by the following vote:

Ayes: Allen, Austin, Beley, Bell, Black, Blomquist, Brockway, Brown
(Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Conser,
Co l, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve,
Fa , Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway,
Ha es, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Sil-
ve bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flat-
be , McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden,
Pe vell, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy,
Sh maker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Snell,
Sp er, Spratt, Stoner, Treloar, Troy, Wade, Wallace, Williams, Worden, Total

oes: None.

bsent and not voting: Anderson, Arnold, Bergeson, Berglin, Bohling,
er, Brooks, Charters, Chatfield, Cooney, Crumbaker, Dowlin (Rosebud),
Li sh, Felton, Green (Dawson), Gullidge, Haskell, King, Ogden, Perrine,
Pi s, Provinse, Ray, Reid, Rodgers, Scharnikow, Scofield, Sickler, Smith,
St us Swift, Warren, Wilcomb, Mr. Speaker. Total—34.

I. B. No. 155, by Brooks, having been read three several times, title and
y agreed to, was passed by the following vote:

Ayes: Allen, Beley, Bell, Black, Bohling, Brockway, Brooks, Buell, Conser, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Felton, Gillette, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Peden, Pen Reeves, Rhoads, Riggs, Rixon, Roberts, Sandy, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Spencer, Spratt, Treloar, Troy, Wade, Wallace, Williams, Worden. Total 53.

Noes: Austin, Blomquist, Cady, Cavanaugh, Johnson (Silver Bow), Larson, Northey, O'Hara, Silver, Skulason, Snell, Stoner, Anderson. Total—1.

Absent and not voting: Arnold, Bergeson, Berglin, Boorman, Brown (Lewis and Clark), Brown (Mineral), Carlson, Charters, Chatfield, Cooney, Covell, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Faust, Goodland, Goodman, Green (Dawson), Haskell, Hunter, Jones, King, Knudsvig, Parsons, Perrine, Phelps, Provinse, Ray, Reid, Rickard, Rodgers, Rouleau, Scharnikow, Scofield, Sickler, Stevens, Swift, Warren, Wilcomb, Mr. Speaker. Total—42.

H. B. No. 130 by Committee on Ways and Means, having been read several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brockway, Brown (Lewis & Clark), Brown (Mineral), Buell, Cavanaugh, Charters, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 85.

Noes: Blomquist and Hathaway. Total 2.

Absent and not voting: Arnold, Brasier, Brooks, Carlson, Chatfield, Conser, Felton, Green (Dawson), Gullidge, Haskell, Hunter, Kenyon, Provinse, Reeves, Reid, Sales, Scharnikow, Stevens, Warren, Mr. Speaker. Total 21.

H. B. No. 114, by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brockway, Brown (Lewis & Clark), Brown (Mineral), Buell, Cavanaugh, Charters, Conser, Cooney, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Rickard, Riggs, Rixon, Roberts, Rodgers, Sandy, Scofield, Shoemaker, (Lewis & Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Williams, Worden. Total 81.

Noes: Hathaway, Johnson (Silver Bow), Rouleau, Sickler, Silver, Worden. Total 6.

Absent and not voting: Arnold, Blomquist, Brasier, Brooks, Carlson, Chatfield, Covell, Geis, Green (Dawson), Haskell, Hunter, McQuarrie, Ogden, Provinse, Reid, Sales, Scharnikow, Spencer, Warren, Wilcomb, Mr. Speaker. Total 21.

H. B. No. 158 by MacDonald of Flathead, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brockway, Brown (Mineral), Cady, Cavanaugh, Conser, Covell, Dillavou, Dodds, Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Rickard, Riggs, Rixon, Roberts, Rodgers, Sandy, Scofield, Shoemaker, (Lewis & Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Williams, Worden. Total 81.

Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonal (Silver Bow), McQuarrie, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Smith, Snell, Stoner, Swift, Treloar, Troy, Wallace, Williams, Worden. Total 74.

Noes: Austin, Blomquist, Brown (Lewis & Clark), Buell, Cooney, Daily, Dunbar, Northey, O'Hara, Silver, Skulason, Spencer, Wade. Total 13.

Absent and not voting: Arnold, Brasier, Brooks, Carlson, Charters, Chatfield, Crumbaker, Dowlin (Rosebud), Felton, Geis, Green (Dawson), Haskell, Provinse, Ray, Reeves, Sales, Scharnikow, Stevens, Warren, Wilcomb, Mr. Speaker. Total 21.

H. B. No. 109, by Gullidge, having been read three several times, title and body agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohlman, Boorman, Brockway, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Canaugh, Charters, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Geis, Gillette, Gland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Phelps, Reid, Rickard, Rhoads, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden. Total 84.

Noes: None.

Absent and not voting: Arnold, Bergeson, Brasier, Brooks, Carlson, Chatfield, Crumbaker, Dunbar, Faust, Felton, Green (Dawson), Haskell, King, Parsons, Provinse, Ray, Reeves, Riggs, Scharnikow, Shoemaker (Lewis & Clark), Sales, Warren, Wilcomb, Mr. Speaker. Total 24.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The reports from the Standing Committees were received as follows:

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 187, 72, 184, 189, 188, 82, 190, 192, 152, 171, 194, 120, 38, 121, 133, Sub. H. J. Memorial No. 3, beg leave to report that the same have this day been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Engrossment, to whom was referred H. B. No. 155, introduced by Rhoads, H. B. No. 158, introduced by McDonald, H. B. No. 109, introduced by Gullidge, H. B. No. 114, introduced by Committee on Revenue and Taxation, H. B. No. 130, introduced by Committee on Ways and Means, beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker: We, your Committee on Irrigation and Water Rights having under consideration H. B. No. 223, introduced by Williams, a Bill for an Act entitled: "An Act amending Section 4 of Chapter 43 of the Session Laws of the Fifth Legislative Assembly of the State of Montana, relative to the term of office of Water Commissioners," respectfully report as follows:

That H. B. No. 223, do pass.

FAUST, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having under consideration H. Joint Memorial No. 9, introduced by Gillette, respectfully report as follows: That H. J. Memorial No. 9 do pass.

Report adopted.

FAUST, Chairman.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs, having had under consideration H. B. No. 119, a Bill for an Act entitled: "An Act to regulate the occupation of barbering, to create a Board of Barbers Examiners; providing for the examining and licensing of persons to carry on such practice, to insure better education of such practitioners; providing for the ap-

pointment of inspectors; to provide rules regulating the proper sanitation of barber shops, schools and colleges, preventing the spreading of contagious and infectious diseases, thereby insuring to the general public cleaner and better vice; creating a Board of Barbers examining fund, making a violation here a misdemeanor," respectfully report as follows: That H. B. No. 119 be amended as follows:

Section 2, line 4, strike out the word "two" and inserting in lieu thereof word "three." Omit line five and wherever the words "two barbers" appear inserting in lieu thereof the words "three barbers."

Section 6, line 2, strike out the words and figures Four Hundred Dollars (\$400.00) and insert in lieu thereof the words and figures Three Hundred Dollars (\$300.00) and as so amended be recommended that it do pass.

Report adopted.

RHOADS, Chairman.

Mr. Speaker: We, your Committee on Workmen's Compensation, having under consideration H. B. No. 67, being an Act entitled: "An Act to amend section 3c, 3d, 3f, 3g, 3h, 3i, 3j, 3k, 4a, 6j, 10a, 14c, 14d, 16a, 16b, 16d, 16e, 16f, 16h, 16i, 16k, 16o, 30b, 35a, 35b, 40a, 40n, 40o, and 40t of Chapter 96, Acts of the Fourteenth Legislative Assembly of the State of Montana and being an Act entitled: "An Act providing for the protection and safety of workmen in all places of employment and for the inspection and regulation of places of employment in all inherently hazardous works and occupations, providing a schedule of compensation for injury to or death of workmen and methods of paying the same, and prescribing the liabilities of employers who do not elect to pay such compensation; establishing the industrial accident board, defining its powers, and duties, and providing for a review of its awards," respectfully report that H. B. No. 67 do not pass.

SHOEMAKER (Yellowston), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having under consideration H. B. No. 59, being a Bill for an Act entitled: "An Act creating the industrial commission of the State of Montana, providing for the appointment of the members of said commission, fixing their salaries and prescribing their powers and duties, providing for the compensation of injured or killed employees and their representatives, and creating the workmen's compensation fund of the State of Montana for that purpose; prescribing the duties and liabilities of employees and employers; providing for expenditures hereunder and limiting the amount thereof; and making an appropriation for carrying out the purposes of this Act." respectfully report as follows: That H. B. No. 59 do not pass.

SHOEMAKER (Yellowstone), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs, having had under consideration S. B. No. 148, introduced by Booth: A Bill for an Act entitled: "An Act to amend Section Twelve (12) of initiative measure No. 12, passed by the people of the State of Montana, at the General Election of May 5, 1918, which initiative measure No. 12 was entitled: "A Bill to propose by initiative petition a law to authorize and regulate the practice of chiropractic in the State of Montana and to define the same and to license chiropractors to practice in the State of Montana and to establish a State Board of Chiropractic Examiners and to define its powers and duties and provide its compensation and provide penalties for the violation of this law and to repeal all Acts and parts of Acts in conflict herewith," respectfully report as follows: That S. B. No. 148 be reported back to the House with the recommendation that it be concurred in.

RHOADS, Chairman.

Report adopted:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 80, entitled: "An Act to amend section 38 of chapter 143, of the Acts of the 15th Legislative Assembly entitled: 'An Act relating to intoxicating liquors, prohibiting the soliciting and taking of orders therefor, the advertisement thereof, declaring certain places to be nuisances and providing for their abatement: regulating the transportation thereof and providing for the search and seizure and destruction thereof, prescribing the powers and duties of certain officers.

ing for the removal of certain officers for failure, neglect or procedure and rules of evidence in actions and proceedings under the laws relating to intoxicating liquors and fixing the penalties for violation thereof." respectfully report as follows: That H. B. No. 80 do not pass.

O'HARA, Chairman.

Report adopted:

Speaker:

We, your Committee on Judiciary, having had under consideration Senate No. 108, entitled: "An Act requiring a petition of thirty per cent of the qualified electors who are taxpayers to authorize the voting upon the issuance of any school, town, city or county bonds, and providing who are entitled to vote thereon," respectfully report that the bill be amended as follows: Strike out in line 5 of section 1 the word "thirty" and insert in lieu thereof the word "twenty." Strike out in line 6 the word "real" and insert after the word "county" in line 7 the words "and whose names appear on the assessment roll for the year next preceding such election." Insert in line 2 of section 2 after the word "qualified" the word "registered." Strike out in line 3 of section 2 the word "and" and inserting in line 3 of section 2, after the word "therein" the following words, "and those whose names appear on the assessment roll for the year next preceding such election." Insert in line 1 of section 2 after the word "elections" the words "hereafter held." Amend the title by striking out the word "twenty" in line 2 and insert in lieu thereof the word "twenty."

To section 1 add the following clause: "Provided that the board of county commissioners, board of school trustees, town or city council, as the case may be, shall determine as to the sufficiency of such petition, and the findings of such governing body shall be conclusive against the municipality in favor of the innocent holder of the bonds issued under and by virtue of authority conferred by election provided by this Act."

Amend Section 3 by striking out the words "all acts and parts of acts in conflict herewith are hereby repealed" and inserting in lieu thereof the words "All Acts and Parts of Acts in conflict herewith are hereby repealed, provided, however, this Act shall not apply to any issuance of bonds which have been authorized prior to such time as this Act shall take effect and be in full force."

The bill when so amended will read as follows: "Section 1. No election for the issuance of bonds of any school district, or of any town, or city, or county shall be called except upon presentation of a petition therefor to the board of School Trustees, or to the town or city council or to the board of county commissioners, as the case may be, signed by at least twenty per cent (20%) of the qualified, registered electors, who are taxpayers, upon property within said school district, town, city or county, and whose names appear on the assessment roll for the year next preceding such election, praying for the holding of said election, providing that the board of county commissioners, board of school trustees, town or city council, as the case may be, shall determine as to the sufficiency of such petition, and the findings of such governing body shall be conclusive against the municipality in favor of any innocent holder of the bonds issued under and by virtue of authority conferred by election provided by this Act."

"Section 2. That in all elections hereafter held for the issuance of bonds of any school district, town, city or county, only qualified registered electors who are taxpayers upon property therein and whose names appear on the assessment roll for the year next preceding said election, shall be entitled to vote thereat.

"Section 3. All Acts and parts of Acts in conflict herewith are hereby repealed, provided, however, this Act shall not apply to any issuance of bonds which have been authorized prior to such time as this Act shall take effect and be in full force."

And when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 163, entitled: "An Act amending Section 7299 of the Revised Codes of Montana of 1907, relating to the time of commencement of action for the foreclosure of mechanics' and materialmen's liens." Respectfully report as follows: That Senate Bill No. 163 be not concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 147, entitled: "An Act to amend Section 8311 of the Revised Code of Montana (1907), prescribing the punishment for robbery," respectfully report as follows: That Senate Bill No. 147 be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 106, entitled: "A Bill for an Act to amend section 8074 of the Revised Codes of the State of Montana," respectfully report as follows: That S. B. No. 106 be amended as follows: In line 4 of section 1 strike out the words "thirty-first day of May" and insert in lieu thereof the words "first day of July." In line 5 of section 1 strike out the word "after" and insert in lieu thereof the word "of." And when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration House Bill No. 219, entitled, "An Act to amend section 687 of the Revised Code of Montana enacted in chapter 113 of the Laws of 1915, relating to summons or publication in an action in quiet title," respectfully report as follows: That H. B. No. 219 do not pass.

O'HARA, Chairman.

Report adopted:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration House Bill No. 218, entitled: "An Act fixing the salaries of the Secretary of State, State Auditor, State Treasurer, State Superintendent of Public Instruction, and Clerk of the Supreme Court, and repealing chapter 123 of the Session Laws of 1915," respectfully report as follows: That H. B. No. 21 do pass.

O'HARA, Chairman.

Report adopted:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 160, entitled: "An Act to amend section 4 of the Act initiated and passed by the people entitled: 'A Bill to propose by initiative petition a law to provide for party nomination by direct vote, passed by the people of Montana at the General Election of November, 1912,'" respectfully report as follows: That S. B. No. 160 be concurred in.

O'HARA, Chairman.

Report adopted:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 101, entitled: "A Bill for an Act to amend sections 165 and 166 of the Revised Codes of 1907, of the State of Montana and to repeal chapter 3 of the Laws of the Fourteenth Legislative Assembly year 1915," respectfully report as follows: That S. B. No. 101 be amended as follows: That article 18 of section 1, appearing on the third page of said bill be amended to read as follows:

"18. For filing any other paper not otherwise herein provided for, one Dollar for filing and twenty cents per folio for recording. That no member of the Legislative Assembly, or State or County Officer, can be charged for any

such relative to matters appertaining to the duties of his office: nor must he be charged any fee for a certified copy of any law or resolution passed by the legislative Assembly relative to his official duties. Fees must be collected in advance, and when collected by the Secretary of State must be paid to the State Treasurer at the end of each quarter, as provided in the Constitution." That the words "foreign or domestic" be inserted in next to last line on page 3, between the words "each" and "religious." That the words "for all services in connection with the issuance of certificate, filing and recording" be added to section 2, page 4 of said bill. And when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted:

Speaker:

We, your Committee on Judiciary, having had under consideration House Bill No. 147, entitled, "An Act to amend section 8416 of the Revised Codes of Montana, of 1907, as amended by chapter 86 of the Session Laws of the Fifteenth Legislative Assembly, entitled: 'An Act amending section 8416 of the Revised Codes of Montana of 1907, prohibiting gambling games and providing a penalty for the violation thereof,'" respectfully report as follows: That H. B. No. 147 do not pass.

O'HARA, Chairman.

Report adopted:

Speaker:

We, your Committee on Revenue and Taxation having had under consideration H. B. No. 112, a bill for an Act entitled: "An Act requiring every person, firm, association, joint stock company and corporation engaged in or carrying on the business of coal mining, or engaged in the business of operating any mine or mining property in the State of Montana, from which coal is mined, produced, or extracted, to pay to the State Treasurer for the exclusive use and benefit of the State of Montana: fixing the amount of such license fees: prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act," respectfully report as follows: That H. B. No. 112 be amended in section 2 following "equal to" strike the words and figures "ten (10)" out and insert in lieu thereof the words and figures "five (5)"; in section 2 following the words "any person either as" strike the word "lessor" and insert in lieu thereof the word "owner."

In section 4 and wherever after the words "Montana Tax Commission, Tax Commissioner, or Commission" appear, strike out the same and insert in lieu thereof the words "State Board of Equalization or Montana Tax Commission. Should such a commission be created by this Assembly."

And as amended recommend that the bill do pass.

COONEY, Chairman.

Report adopted:

On motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

On motion by Rhoads, duly seconded and carried, H. B. No. 119 was referred to Committee on Public Health and Sanitary Affairs.

On motion by Johnson, duly seconded and carried, H. B. No. 114 was referred properly engrossed.

The following Bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 241, by Gillette: A Bill for an Act entitled: "An Act that the State of Montana shall have control over the financing of irrigation districts; authorizing the construction and acquisition of irrigation systems for such districts; authorizing the state of Montana to become indebted in the sum of twenty million dollars (\$20,000,000) over and above existing indebtedness: providing for the issuance and sale of such bonds in the name of the State of Montana in the sum of twenty million dollars (\$20,000,000) as state obligations: to acquire bonds for the purpose of creating a state fund to be known as the 'Montana

Irrigation Development Fund' with which to purchase bonds of irrigation districts organized under the laws of Montana: prescribing the authority and duty of the State Board of Examiners relative to the issuance of such bonds and the sale of irrigation district bonds and the investment of the proceeds derived therefrom, as well as other money in the 'Montana Irrigation Development Fund': prescribing the duties of the State Board and Officers in the administration of this Act, and providing for the submission of this Act to the qualified electors." Referred to Committee on Irrigation and Water Rights.

H. B. No. 242, by Scofield, introduced without previous notice and by unanimous consent of the House. A Bill for an Act entitled: "An Act to amend chapter 15, enacted by the extraordinary session of the Sixteenth Legislative assembly, entitled: 'A Bill for an Act to amend sections 2, 4, 6, and 7 of chapter III of chapter 141, of the laws of the Fourteenth Legislative Assembly, as amended by chapter 172, of the laws of the Fifteenth Legislative Assembly, the same being known as the "General Highway Laws" relating to the classification and permanent improvement of public highways, and declaring this Act to be an emergency of and a law necessary for the immediate preservation of the public peace and safety." Referred to Committee on Highways.

H. B. No. 243, by Committee on Petroleum, Oil and Gas: A Bill for an Act entitled: "An Act to conserve the oil and gas resources of the State of Montana: providing for the regulation of the business of drilling, or prospecting for and producing oil and gas; designating certain pipe lines as common carriers, defining their powers and duties; enlarging the powers and duties of the public service commission of Montana to include the administration of this Act; providing for the appointment of an oil and gas supervisor; making an appropriation therefor; and imposing penalties for violation of the provisions of this Act and the regulations established thereunder." Referred to Committee on Appropriations.

H. B. No. 244, by Roberts, introduced without previous notice and by unanimous consent of the House, A Bill for an Act entitled: "An Act to amend section 5755 of the Revised Codes of the State of Montana of 1907, relating to the satisfaction of mortgages." Referred to Judiciary Committee.

H. B. No. 245, was introduced without previous notice and by unanimous consent of the House.

H. B. No. 245, by Roberts: A Bill for an Act entitled: "An Act to amend Section 7532 of the Revised Codes of Montana of 1907, relating to presentation of claims against the estate of a deceased person before suit or action shall be commenced thereon." Referred to Judiciary Committee.

H. B. No. 246, was introduced without previous notice and by unanimous consent of the House.

H. B. No. 246, by Roberts: A Bill for an Act entitled: "An Act to amend Section 7516 of the Revised Codes of Montana of 1907, relating to the setting apart of a selected and recorded homestead to the person entitled thereto." Referred to Judiciary Committee.

H. B. No. 247, was introduced without previous notice and by unanimous consent of the House.

H. B. No. 247, by Riggs: A Bill for an Act entitled: "An Act levying a tax on oleomargarine, and all other substitutes for butter and milk in which vegetable oil or other substitute is substituted for pure milk fat; providing for reports of monthly sales and the payment of the tax; requiring the display of placards in stores, hotels and restaurants where such substitutes are sold; prohibiting the placing of pellets or packets of coloring matter in packages of butter substitutes; making the violation of this act a misdemeanor and providing a penalty for the violation thereof."

H. B. 247, referred to Committee on Revenue and Taxation.

H. B. No. 248, by Dodds: A bill for an Act entitled: "An Act to amend Chapter 75 of the Session Laws of the Fifteenth Legislative Assembly entitled 'An Act to provide for the registration and identification of motor vehicles and operators thereof, and providing for the regulation of all vehicles operating on the public highways of the state and providing penalties for the violation of

sions of this act, and providing for the disposition of all funds collected under, and repealing the provisions of Chapters 71 and 73 of the laws of the Thirteenth Legislative Assembly, and Chapter 65 of the laws of the Fourteenth Legislative Assembly." Referred to Committee on Highways.

H. B. No. 249, by Boorman: A Bill for an Act entitled: "An Act to provide for transferring jurisdiction upon the District Court to adjudicate upon all cases of children under eighteen years of age who are delinquent, neglected or otherwise subject to the discipline or in need of the care and protection of the state; and regulating the procedure in such cases, including the establishment of a detention home, a probation system, the appointment of guardians for such children, to punish any adult who may encourage, aid, cause, abet or connive at such acts of delinquency or neglect." Referred to Judiciary Committee.

H. J. M. No. 10, by Committee on Federal Relations: A Memorial to the Congress of the United States to urge that Congress take immediate action toward furnishing the means whereby the farmers in this section may be provided federal aid to the end that they may receive sufficient seed and feed to produce a normal acreage for the season of 1921. Referred to Committee on Federal Relations.

On motion House reverted to Order of Business No. 2.

NOTICES.

The authors give notice that they will on tomorrow or some subsequent date introduce bills as follows:

By Faust: "An Act providing for the submission to the qualified electors of the State of Montana at the general election to be held in said State in November, 1922, the question whether there shall be a convention to revise, alter and amend the Constitution of the State of Montana."

By Fairgrieve, "An Act to amend Section 1 of Chapter 11 of Chapter 172 of the laws of the Fifteenth Legislative Assembly of the State of Montana, relating to the raising of revenue for the construction, maintenance and improvement of public highways."

By McQuarrie, "An Act to amend Section 5212 of the Revised Codes of Montana of 1907, as amended by Section 1 of Chapter 36 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, as amended by Chapter 2 of the Session Laws of the Sixteenth Legislative Assembly entitled: 'An Act to provide for maximum rate of interest on loans of money, fixing the maximum rate of interest at eight (8) per cent per annum, providing penalty for violation thereof, and to amend Section 5212 Revised Codes of 1907.'"

By Skulason, "An Act to amend Section 5768 of the Revised Codes of Montana of 1907, as amended by Section 12, of Chapter 86 of the Session Laws of the Thirteenth Legislative Assembly of Montana, pertaining to the foreclosure of chattel mortgages."

Upon motion by Sales, duly seconded and carried, H. B. No. 134 was taken from General Orders, as it stood and placed in its regular order on General Orders.

On motion by Gullidge, House resolved itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and Section number only unless otherwise requested by some member of the House.

GENERAL ORDERS.

Rickard in chair.

House resumed.

Speaker pro tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of Whole House, having had under consideration H. B. No. 125, 84, 148 and Sub. H. B. Nos. 54 and 27, respectfully report as follows:

H. B. No. 125, recommend that same do pass with the following amendment: Amend Section 2 by striking out in line 15, the words "agencies or branches" and inserting in lieu thereof the words "service stations."

Amend Section 3, line 4 of the printed Bill after "one half cent" be stricken and "one cent" be substituted therefor.

Amend Section 5 by striking out in lines 9 and 10 the following:

"The dates of all such sales, the quantities sold and the names and addresses of the purchasers, and such other information as the commission may require."

Amend Section 5 by striking out in lines 11, 12 and 13 the following: All purchases of gasoline and distillate by him; the dates, number of gallons in each purchase, and the names and residences of the persons from whom purchased and such record shall further show," and

Inserting in lieu thereof the words "the total number of gallons of gasoline and distillate sold by him."

Amend Section 6 by striking out in line 4 the words "each and every shipment."

Amend Section 6 by striking out in line 5 the word "therein."

Amend Section 6 by striking out in lines 6, 7 and 8 the following: with the dates when each shipment was received in this state; each sale made by each distributor within this state, with the date thereof, the name and address of the purchaser."

Amend Section 6 by striking out all of lines 14 to 31 inclusive and inserting in lieu thereof the following:

"Each and every dealer must, within thirty days after the quarter ending March 31, 1921, and within thirty days after the ending of each following quarter, make out in duplicate, on forms prescribed by the Montana Tax Commission and deliver to the State Treasurer, a statement showing the total number of gallons of gasoline and distillate sold by such 'dealer' during the quarter which was purchased by him in the original packages in which the same was shipped, transported or imported into this state; and the total amount due to the State of Montana as license fees for such quarter. Such statement shall be signed and verified by the oath of the individual or individuals, or by the president, vice president, treasurer, assistant treasurer, or managing agent in this state of the joint stock company, association, syndicate or corporation making the same."

Amend Section 10 by striking out the whole thereof and inserting in lieu thereof the words:

"Section 10. Every 'distributor' selling any gasoline or distillate in this state in the original package in which shipped, transported or imported into this state by such 'distributor' shall, at the time of making such sale, make out and deliver to the purchaser thereof an invoice in which invoice shall be stated the number of gallons of gasoline or distillate covered by such invoice, and that the same has been sold in the original packages in which the same was shipped, transported or imported into this State."

H. B. No. 84 referred to engrossing Committee.

Sub. H. B. No. 54, recommend that same do pass with the following amendment:

Amend Section 1 by striking out in line 9 the words "in quantity greater than one quart" and inserting in line 5 after the word "convey" a comma and the words "in quantity greater than one quart."

Amend Section 7 by adding thereto the following: "Provided that twenty-five per cent of the proceeds of all fines, penalties and forfeitures for violations of the laws of this state relating to intoxicating liquors in all cases in which the original arrest of the person convicted thereof was made by the police of a city or town, or where said officers assisted in the arrest, shall be by the county treasurer in the county in which said city or town is located into the general fund of said city or town, providing that the judge of the District Court shall by an order determine whether or not such officers of a city or town must be assisted in said arrests."

Sub. H. B. No. 27, recommend that same do pass.

H. B. No. 148, recommend that same do pass with the following amendment:

Amend Section 1, line 1 by striking out the words "upon the formation of any new County" and adding in lieu thereof the words "any new County heretofore formed or that may hereafter be formed, that."

RICKARD, Chairman

On motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 250, by Boorman, A Bill for an Act entitled: "An Act to provide the punishment of persons responsible for, or directly promoting or contributing to the conditions that render a child neglected or delinquent."

Referred to Committee on Judiciary.

H. B. No. 251 by Kenyon, introduced with previous notice and by unanimous consent of the House, a Bill for an Act entitled: "An Act prohibiting the employment of Caucasian females in any restaurant, hotel, boarding house, room-house, lodging house, laundry, manufacturing or mercantile establishment, owned, conducted, or managed by any Chinaman or Japanese."

On motion House adjourned until 11:00 A. M. Thursday, February 10.

Test: FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

THIRTY-NINTH DAY

House of Representatives, February 10, 1921.

House met at 11:00 A. M. pursuant to adjournment.

Speaker in chair.

Prayer by Chaplain.

Roll called and all present except Cavanaugh and Scharnikow.

Brasier, Haskell and Warren excused.

Quorum present.

The Journal Committee reported as follows:

Speaker:

We, your Committee on the Journal, have this day examined the Journal the thirty-eighth Legislative Day, and have found same to be correct.

Report approved. JOHNSON, of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following Communications were received from the Senate and upon motion, duly seconded and carried, were considered as read at length.

Helena, Montana, Feb. 9, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were read third time and passed, title agreed to and the same are herewith transmitted to the House for its concurrence:

Senate Bills No. 139, 150 and 187.

Very respectfully.

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 9, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were read third time and concurred in, title agreed to and same are herewith returned to the House.

House Bills No. 91 and 107.

Very respectfully.

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 9, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that Standing Committees reported as follows:

Committee on Enrolled Bills reported Senate Bills No. 35 and 85 correctly enrolled.

Committee on Printing reported Substitutes for Senate Bills No. 109 and 113 and Senate Bills No. 135, 155, 161, 165, 168, 181, 182, 184, 185, 187 and 193 and Sub. for Senate Bill No. 151 correctly printed.

Committee on Engrossed Bills reported Senate Bills No. 139 and 150 correctly engrossed.

Committee on Federal Relations reported Senate Bill No. 209, by Cooper: "An Act to provide for the sending of indigent lepers to the Federal Home for Lepers," recommended that same do pass.

Committee on Roads and Highways reported Senate Bill No. 164 by Lige: "An Act creating the State Cement Commission, prescribing and defining its powers and duties, and providing for the payment of expenses incurred by said Commission," and recommended that the same do pass.

Committee on Counties, Towns and Municipal Corporations reported House Bill No. 16, by Treloar, "An Act requiring the erecting of fire escapes on certain buildings, etc.," and recommended that same be concurred in.

Committee on Oils and Leases reported Senate Bill No. 124 by McCone: "An Act for the protection and conservation of the supply of natural gas of the State of Montana, etc.," and recommended that the same do pass.

Committee on Mines and Mining reported Senate Bill No. 158 by Lige, "An Act to abolish the use of calcium carbide for lighting purposes in all underground mining, and providing a substitute therefor," and recommended that the same do not pass.

Also Senate Bill No. 197, by Page, "An Act forbidding the casting or throwing of any materials in any mining shaft, drift, tunnel, or opening on any mining claims or property, or causing the same to cave in or render of less value and prescribing a penalty therefor," and recommended that the same do pass.

Also Senate Bill No. 171, by Page, "An Act fixing the maximum tax charged by mills and smelters for the treatment and reduction of ores making the violation hereof a misdemeanor and fixing the penalty therefor" and recommended that the same do not pass.

Committee on Judiciary reported Senate Bill No. 211 by Burlingame, "An Act authorizing designation and appointment of District Judges throughout the State of Montana to act in the capacity of Commissioners of the Supreme Court in order to relieve the Court from the overburdened condition of its calendar to provide required additional clerical assistance; prescribing certain duties of District Judges and declaring the same an emergency," and recommended that said Bill do pass.

Also Senate Bill No. 142, by Church: "An Act relating to Court Reporters, defining their duties, fixing their compensation, etc.," and recommended that same do pass.

Also Senate Bill No. 210, by Burlingame, "An Act providing for recording declarations of trust, agreements and wills creating trusts," and recommended that said Bill be amended by adding thereto the following:

"Section 3. This Act shall be in full force and effect from and after its passage and approval" and that as so amended the bill do pass.

Also House Bill No. 41, by Silver, "An Act to amend chapter 143 Law of the Fourteenth Legislative Assembly 'An Act authorizing the creation of Special Improvement Districts for lighting streets in cities and towns,'" and recommended that section 1 be amended by striking out in lines 1 and 2, page 2 of the original bill the words "said notice shall state that it is made in pursuance of this section," also amend by adding in line 29, page 1, of the original bill, after the words "city clerk" the words "who shall deliver the same to the city or town council." Also recommended that the amendments made in the committee of the whole be stricken out and ignored, and that as so amended the bill be concurred in.

Also Senate Bill No. 166, by Donlan, "An Act providing for the appointment of a State Forester and fixing his salary, etc.," and recommended that said bill be amended by striking out the words and figures Four Thousand (\$4,000.00) in line 6 of Section 1 and inserting in lieu thereof the words and figures "Three Thousand (\$3,000.00)" and that as so amended the bill do pass.

Also Senate Bill No. 196, by Page, "An Act prescribing penalty for the giving of false assessment statements concerning personal property subject to assessment under the laws of the State of Montana," and recommended that her consideration of said Bill be indefinitely postponed.

Committee on Banks and Banking reported Senate Bill No. 130 by Greening recommended that Sub. for Senate Bill No. 130 by Greening, entitled: "An Act to amend Section 51 of chapter 89 laws of the Fourteenth Legislative Assembly of the State of Montana, as amended by section 3 of chapter 148, laws of the fifteenth legislative assembly," do pass.

Also Senate Bill No. 128, by Greening, and recommended that Sub. for Senate Bill No. 128, by Greening: "An Act to provide for the increase or decrease of the capital stock, a change of corporate name or the increase or decrease of the number of the Board of Directors or to change of the principal place of business of any Bank now organized and existing or which may hereafter be incorporated under the laws of the State of Montana, and amend section 16D and 16E of chapter 148 of the Laws of the Fifteenth Legislative Assembly 1907," do pass.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 9, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that a communication was received from the Governor and read, advising the Senate that had approved the following Senate measures:

Senate Bills No. 21, 67, 77, 82, Sub. for Senate Bill No. 84, Sub. for Senate Bill No. 102, Senate Joint Resolution No. 4.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 9, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times and referred to Committees designated:

Senate Bill No. 214, by Donlan, A Bill for an Act entitled: "An Act provide for the storing of flood waters and giving to the person so storing use and ownership thereof," referred to Committee on Irrigation and Water Rights.

Senate Bill No. 215, by Cowan, A Bill for an Act entitled: "An Act requiring the State Board of Educational Examiners to prepare an outline and questions to guide teachers in all schools of the state in teaching the duties of citizenship to children beginning with the fourth grade and up to and including eighth." Referred to Committee on Education.

Senate Bill No. 216, by Siegfriedt, a Bill for an Act entitled: "An Act providing for the recording of permits granted to physicians who desire to use, obtain or purchase non-beverage alcohol for medicinal purposes, to provide for recording of permits granted to persons for the sale of non-beverage alcohol for medicinal purposes, permitting the use of said permits after the recording thereof, and providing the manner of the cancellation of said recording, and expressly providing that the act shall not amend or repeal chapter 175 of chapter 1 of the Laws of the Fifteenth Legislative Assembly." Referred to Committee on Sanitary Affairs.

Senate Bill No. 217, by Siegfriedt, a Bill for an Act entitled: "An Act prohibiting the manufacture or sale, or the possession with intent to sell, any article of food containing saccharin, and providing a penalty for its violation." Referred to Committee on Sanitary Affairs.

Senate Bill No. 218, by Booth: A Bill for an Act entitled: "An Act to amend Section 12, of Senate Bill No. 38 entitled: 'An Act relating to the management of corporations providing for the amendment of their articles of incorporation, designating the particulars in which such articles of incorporation

may be amended and the method by which such amendment may be effected, providing a method whereby a corporation may create or increase a bonded indebtedness and repealing section 3812, 3813, 3814, 3826, 3827, 3828, 3849, 38 and 3907 of the Revised Codes of 1907, and chapter 100 of the Laws of the Fourteenth Legislative Assembly of 1915 and all acts and parts of acts in conflict herewith," passed by the Seventeenth Legislative Assembly, and signed and approved by the Governor February 1st, 1921," referred to Committee on Judiciary.

Senate Bill No. 219, by Committee on Roads and Highways, A Bill for an Act entitled: "An Act regulating the size of traffic posts within the corporate limits of cities and towns," referred to Committee on Roads and Highways.

Senate Bill No. 220, by Committee on Roads and Highways, A Bill for an Act entitled: "An Act to amend section 7 of chapter 75 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917, relating to speed regulations," referred to Committee on Roads and Highways.

Senate Bill No. 221, by Booth, "A Bill for an Act entitled: "An Act amending Sections 4413 and 4416 of the Revised Codes of Montana of 1907, relating to the statements to be filed by foreign corporations," referred to Committee on Judiciary.

Senate Bill No. 222, by Hazelbaker and Paul, a Bill for an Act entitled: "An Act amending section 181 of the Revised Codes of the State of Montana, 1907 relating to the registry and interest on State Warrants," referred to Committee on Judiciary.

Sub. for House Bill No. 9, by Committee on Fish and Game, "An Act relating to fish and game birds, governing and regulating the issuance of hunting, fishing and trapping licenses, creating a fish and game fund and governing its use; regulating the manner of taking fish and game animals and birds, regulating closed season therefor; providing penalties for the violation of this act, repealing sections 1 to 7, inclusive, section 24, sections 30 to 33, inclusive, 339 and 40 of chapter 173 of the Laws of the Fifteenth Legislative Assembly of Montana of 1907, and all acts and parts of acts in conflict herewith," referred to Committee on Fish and Game.

Sub. for House Bill No. 13, by Committee on Fish and Game, "An Act relating to the protection and propagation of Fish and Game; creating a State Fish and Game commission and defining its powers, duties and compensation providing for the appointment of a State Fish and Game Warden and Deputies and defining their powers, duties and compensation, regulating the operation and building of Fish Hatcheries; and the appointment of officials and employees therefor; creating a Fish and Game Fund and governing the use; regulating the establishment of Fish and Game Districts, preserves and refuges; providing penalties for the violation of this act, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Fish and Game.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 9, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Griffin and upon vote by the Senate the Senate concurred in House amendments to Senate Bill No. 125; that upon motion of Senator Siegfriedt and by vote of the Senate the Senate concurred in House amendments to Senate Joint Resolution No. 2.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 9, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General Fund, respectfully report as follows:

Senate Bill No. 159 and recommend that same be amended as follows:

Amend Section 1, line 14, by striking out after the word "cost" the word

carrying for" and insert the following "of exterminating" and as amended recommend that same do pass.

House Bill No. 107 and recommend that same be concurred in.

House Bill No. 91 and recommend that same be concurred in.

HAZELBAKER, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 9, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Committee on Roads and Highways reported Senate Bill No. 219, by Committee on Roads and Highways, "An Act regulating the size of traffic posts within the corporate limits of cities and towns," and recommended that same pass.

Also Senate Bill No. 220 by Committee on Roads and Highways, "An Act amend section 7 of chapter 75 Laws of the Fifteenth Legislative Assembly of Montana of 1907, relating to speed regulations" and recommended that same pass.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The above reports were adopted.

Helena, Montana, Feb. 9, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Heren, duly seconded and carried, the rules were suspended, and Senate Bill No. 187 was placed on General File.

That the Committee of the Whole to whom was referred business on General File, respectfully reported as follows:

Senate Bill No. 187 and recommend that same do pass.

HARMON, Chairman.

The above report was adopted.

That upon motion of Senator Heren, duly seconded and carried, the rules were suspended and Senate Bill No. 187 was considered correctly engrossed and placed on the calendar for third reading.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 9, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session, the following bills:

Senate Bills Nos. 85 and 35.

Upon motion by Senator Heren, duly seconded and carried, the Senate adjourned at 12:15 P. M. to meet Thursday, February 10, 1921, at 11 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read in the House:

Miles City, Montana, February 6, 1921.

To Hon. Fred Gibson, Speaker of the House of Representatives.

It has come to our notice that a number of bills are now under consideration by the legislators, which will if enacted into law, deprive thousands of Montana citizens of rights and liberties which they now possess. We refer to the anti-picketing bill; the Industrial Court Bill; the State Sheriff Bill; and the bill to amend the syndical list law. Outside of the kept press and the corporation lobby, there has been no clamor for measures of this kind. It is obviously a step backward. The industrial court bill re-established slavery in a worse form than existed prior to the civil war, and is in contravention to the thirteenth amendment to the constitution. The time of the legislators could be employed to better advantage by devising means of using the state credit to

provide work for the jobless of Montana; or to enact an unemployment bill. We believe that the anti-labor bills have their source in the office of J. P. Morgan and J. D. Rockefeller, Jr., the two individuals who dominate the economic life of the whole American people, and who are apparently making the government an instrument for profiteering. We are aware that in the last state election the forces of reaction triumphed. We know that the minorities of today become the majorities of tomorrow. We trust that the legislators will refuse to enact oppressive laws sought by the privileged interests. Oppression, as you know, is the world's greatest agitator. We realize that a legislature that enacts laws prohibiting legitimate activities, but such laws if upheld by courts would weaken the national respect for law and abstract justice, and would constitute a most serious danger to our government and the economic life of the people. We trust, for posterity's sake, if nothing else, that the Seventeenth Legislative Assembly will do nothing to deprive the citizens, the unions, the farmer organizations of their recognized rights and liberties. The organized workers and farmers represent today the only effective obstacle in the path of organized greed.

The Unemployed of Miles City in Mass Meeting Assembled.
John F. Murray, Chairman.

To the Seventeenth Legislative Assembly, State of Montana, Helena, Montana.

We, the undersigned, being residents of the State of Montana, Park County, and either engaged in agricultural or livestock pursuits or are deeply interested therein, do hereby petition your Honorable Body and pray that you do not pass House Bill No. 13 nor the substitute therefor, being an Act relating to the protection and propagation of fish and game, etc. The enactment of the bill would operate the detriment of the livestock and Agricultural industry of this State, and it is not necessary for us to call your attention to the fact that anything detrimental to those interests would be detrimental to the whole State and the welfare of its people. Under present conditions, the livestock growers and agricultural lists of this section of the country have all they can do to maintain themselves, and are not in a position to have vast areas of their valuable lands, used for feeding and propagation of such wild animals as deer, etc., which, in the last analysis are nothing but economic waste.

Signed by BERT GOUDY, of Emigrant, and ten others.

Havre, Montana, Feb. 7, 1921.

T. J. Troy, Helena.

Dear Sir:

I see that Ed. Dowlin has a bill in there giving the Commissioners the power to appoint the Deputies in each office in the County and also stating what salary they should have.

Now we have a hard enough time getting along without the Commissioners telling us what to do and would like to see the bill killed. Show this letter to Bill Cowan.

Very Respectfully,

GEORGE W. GLASS.

Havre, Montana, Feb. 4, 1921.

Mr. T. J. Troy, Representative, Helena, Montana.

Dear Sir:

There have been introduced into the Assembly three bills in which the cities of Montana are especially interested.

They are House Bill 79, providing for distribution of automobile license monies, House Bill 80 and House Bill 147 authorizing cities to pass ordinances to prosecute gambling and liquor law violations.

Anything that you can do to help secure the passage of these bills would be greatly appreciated.

I am also informed that a bill has been introduced to do away with the present firemen's pension law, and to place the matter under the control of the Compensation Board.

I believe that the law as it stands at the present time is more beneficial

the firemen, and if you can see your way clear to do so, would appreciate our opposing the passage of such a bill.

Yours truly,

C. B. GEWELL, City Attorney.

WOMEN'S PROTECTIVE UNION, NO. 457, Butte, Montana.

January 31, 1921.

the Speaker of the House, House of Representatives.

Dear Sir:

We, the members of the Woman's Protective Union do hereby petition our support killing House Bill No. 49, introduced by Warren.

Hoping that in the interest of Organized Labor, this bill can be defeated and trusting you will give this your earnest support.

Respectfully submitted,

LENA MATTAUSCH,

ANNA BERG,

MABEL CAMERON,

Committee.

International Brotherhood Locomotive Engineers,

Livingston, Montana, January 31, 1921.

F. Gibson, Representative and Speaker, Helena, Montana.

Dear Sir:

National Park Div. 232 B. of L. E. respectfully solicit your support of the Criminal Bill, whereby property owners may be reimbursed by Railway Companies, when change of Terminals is made.

Very Sincerely Yours,

C. H. GODDARD, S. L. 232.

NOTICES.

Authors give notice, that they will on tomorrow or some subsequent date introduce the following bills:

By Jones. A Bill for an Act entitled: "An Act relating to the Service of Stallions and Jacks, and repealing Section 5813, and Section 5815 of the Revised Codes of Montana 1907, as amended by Chapter 45 of the Laws of the Thirteenth Legislative Assembly, approved March 1, 1913."

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Engrossment, to whom was referred House Bill No. 84, introduced by Wilcomb, beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration H. B. No. 207, introduced by Rixon, A Bill for an Act entitled: "An Act to amend Section 27 of Chapter 89 Acts of Thirteenth Legislative Assembly relating to the collection of special assessments and taxes for special improvements within incorporated cities and towns," respectfully report as follows: That H. B. No. 207 be reported back to the House with the recommendation that it do pass.

Report adopted.

McDONALD (Silver Bow), Chairman.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration H. B. No. 222, by Committee on Agriculture, entitled: "An Act to designate and provide for the destruction and eradication of Canada Thistles, Quack Grass and other Noxious Weeds, and the appointment by County Commissioners and City Councils of a Weed Commissioner, defining his duties, fixing his compensation and providing penalties for violations of the provisions of said Act, and to repeal Sections 8871, 8872, and 8873, and 8874 of the Revised Codes of Montana of 1907," Respectfully report as follows: That H. B. No. 222 do pass.

Report adopted.

CONSER, Chairman.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration Senate Bill No. 110, by Harmon, entitled: "An Act to authorize stockholders and members of co-operative Agricultural Corporations to vote delegates and providing for the mode of their voting," respectfully report as follows: That S. B. No. 110 be concurred in.

Report adopted.

CONSER, Chairman.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration H. B. No. 232, by Brockway, entitled: "An Act to repeal Chapter 19 of the Laws of the Fifteenth Extraordinary Session of the Legislative Assembly of Montana, of 1918, relating to Seed Grain," respectfully report as follows: That H. B. No. 232 do pass.

Report adopted.

CONSER, Chairman.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration H. B. No. 234, by Brockway, entitled: "An Act repealing Chapters of the Laws of the Extraordinary Session of the Legislative Assembly of Montana, of 1919, relating to the Relief of Persons Rendered Destitute or in Need of Aid by Reason of Drouth, Hail or Unfavorable Climatic Conditions," respectfully report as follows: That H. B. No. 234 be amended as follows: Amend Section 1, line 1, by inserting "of the Session Laws" after the words "Chapter 8"; and as so amended the bill do pass.

Report adopted.

CONSER, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 185, introduced by the Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of Montana State Hospital for the year ending February 28, 1921," beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 186, a Bill for an Act entitled: "An Act appropriating money for the payment of Deficiency Claims arising out of the operation of the Montana State Prison for the year ending February 28, 1921," beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration H. B. No. 100, entitled: "An Act amending Section 4, of Chapter 99, of the Session Laws of the 16th Legislative Assembly of Montana, entitled: 'An Act to amend Sections 4313, 4315 and 4317 of the Revised Codes of the State of Montana of 1907, relating to the liability for killing stock,'" respectfully report as follows: That H. B. No. 100 do pass.

Report adopted.

FELTON, Chairman.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration H. B. No. 227, entitled: "An Act to define the term 'estrays' and to provide penalties for the taking up, using or disposing of estrays," respectfully report as follows: That H. B. No. 227 do pass.

Report adopted.

FELTON, Chairman.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration H. B. No. 230, entitled: "An Act to define the duties of persons slaughtering cattle and to repeal Chapter 206 of the Laws of Montana of the Sixteenth Legislative Assembly of 1919, and to provide penalties for violations of this Act," respectfully report as follows: That H. B. No. 230 do pass.

Report adopted.

FELTON, Chairman.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration H. B. No. 228, entitled: "An Act regulating the artificial marking and branding of livestock, the recording and re-recording of such marks and brands, the fees to be charged for such recording and re-recording, and penalties for failure to comply with the provisions of this act, and repealing Chapter 27 of the Laws of Montana Twelfth Session, 1911 and

Section 1791 of the Revised Codes of Montana 1907," respectfully report as follows: That H. B. No. 228 do pass.

Report adopted.

FELTON, Chairman.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration H. B. No. 229, entitled: "An Act to amend Section 796 of the Revised Codes of Montana of 1907," respectfully report as follows: That H. B. No. 229 do pass.

Report adopted.

FELTON, Chairman.

Mr. Speaker: We, your Committee on Federal Relations, having had under consideration, House Joint Memorial No. 10, a Memorial to the Congress of the United States to urge that Congress take immediate action toward furnishing the means whereby the farmers in this section may be provided with federal aid to the end that they may receive sufficient seed and feed to plant a normal acreage for the season of 1921," respectfully report as follows: That House Joint Memorial No. 1 do pass.

Report adopted.

KNUDSVIG, Chairman.

Pursuant to a motion made yesterday that a Committee of three be appointed by the Speaker to draft suitable resolutions commemorating the birth, life and achievements of Abraham Lincoln, the Speaker appointed the following: Dodds, Stoner, Johnson (Deer Lodge).

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following bills were introduced, read first and second times and referred to Committees as follows:

H. B. No. 254, by O'Hara, introduced without previous notice and unanimous consent of the House. A Bill for an Act entitled: "An Act to amend Chapter 52 Laws of the 13th Legislative Assembly of the State of Montana, entitled: 'An Act making the Board of Railroad Commissioners of the State of Montana Ex-Officio a Public Service Commission for the Regulation and control of certain public utilities; prescribing the manner in which such public utilities shall be regulated and controlled, requiring such public utilities to furnish reasonably adequate service and facilities; prohibiting unjust and unreasonable charges for services rendered by such public utilities providing penalties for violation of the provisions of this Act; authorizing such public service Commission to appoint an expert engineer and to employ clerks and assistants and making an appropriation for carrying out the provision of this Act.'" Referred to Committee on Public Utilities.

H. B. No. 252, by Committee on Appropriations, was introduced without previous notice and by unanimous consent of the House. A Bill for an Act entitled: "An Act to appropriate money for the payment for printing and binding the reports and opinions of the attorney general for the year beginning December 1, 1918, and ending November 30, 1920." Referred to Committee on Appropriations.

H. B. No. 253, by Committee on Appropriations, introduced without previous notice and by unanimous consent of the House. A Bill for an Act entitled: "An Act to amend Section Two (2) of Chapter Eighty-six (86) of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, providing for the appointment of a State Accountant and defining his duties, providing additional qualifications for the State Accountant, and repealing all Acts and parts of Acts in conflict with this Act." Referred to Committee on Ways and Means.

H. B. No. 255, by Dowlin, introduced without previous notice and by unanimous consent of the House. A Bill for an Act entitled: "An Act to amend Section 4198 of the Revised Codes of Montana, 1907, pertaining to the taxation of the property and capital stock of building and loan associations." Referred to Committee on Banks and Banking.

H. B. No. 256, by Dowlin, introduced without previous notice and by unanimous consent of the House. A Bill for an Act entitled: "An Act to amend Section 4192 of the Revised Codes of the State of Montana of 1907, pertaining

to the time when building and loan associations may commence business and granting to the State Examiner discretion in the issuance of the certificate authorizing the commencement of business by such examiner." Referred to Banks and Banking Committee.

H. B. No. 257, by Skulason. A Bill for an Act entitled: "An Act to amend Section 5768 of the Revised Codes of Montana of 1907, as amended by Section 12 of Chapter 86 of the Session Laws of the Thirteenth Legislative Assembly of Montana; pertaining to Foreclosure of Chattel Mortgages." Referred to the Committee on Judiciary.

H. B. No. 258, by Bohling. A Bill for an Act entitled: "An Act to change the Boundary Line between the counties of Teton and Chouteau; taking from said County of Chouteau certain territory and adding the same to said county of Teton, providing for the appointment of commissioners to adjust the indebtedness; providing for the transfer of school funds and delinquent taxes; providing for the transcribing and transfer of records and the transfer of action pending in Court; and providing that township, school, and other officers within the territory so transferred shall hold their offices for the balance of the terms." Referred to Committee on Townships and Counties.

H. B. No. 259, by the Committee on Education, introduced without previous notice and by unanimous consent of the House. A Bill for an Act entitled: "An Act to amend Chapter 133 of the Session Laws of the Sixteenth Legislative Assembly, being an Act to provide for the establishment of part-time schools, and classes and to compel attendance of minors less than eighteen years of age upon such schools and classes." Referred to Committee on Education.

S. B. No. 187, by Booth. A Bill for an Act entitled: "An emergency Act authorizing the acceptance of warrants of the State of Montana in payment of all taxes, fees, charges and other obligations due the state, and declaring the same to be an emergency." Referred to Committee on Judiciary.

S. B. No. 150, by Long. A Bill for an Act entitled: "An Act to amend Section 8 of Chapter 146, of the Montana Session Laws of 1909, being an Act for the creation and organization of irrigation districts, and relating to the compensation of Commissioners." Referred to Committee on Irrigation and Water Rights.

S. B. No. 139, by Hefferlin. A Bill for an Act entitled: "An Act amending Sections 1, 3, 5, 6, 7, and 11 of Chapter 124 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to the investment of common school and other permanent state educational funds in farm loans adding to said Act a new Section to be known as Section 3A; repealing Sections 13, 14, and 15 of said Act and all Acts and parts of Acts in conflict herewith." Referred to Committee on Education.

H. J. Memorial No. 11, by Jones. A Bill for an Act entitled: "A Memorial to the United States Senate and House of Representatives framed for the passage of legislation providing for the opening of the Belknap Indian Reservation and the allotment of the lands embraced therein." Referred to Committee on Federal Relations.

MOTIONS AND RESOLUTIONS.

On motion by Skulason, duly seconded and carried S. B. No. 163, was referred to Committee on Judiciary for further consideration.

On motion by Hanson, duly seconded and carried H. B. No. 148 was referred to Committee on Judiciary for further consideration.

On motion by Conser, duly seconded and carried, H. Bills Nos. 72, 73, 192 and 5 were taken from General Orders and placed upon General Orders for Special Business on Monday at 3 o'clock.

On motion by Gullidge, Sub. for S. B. No. 121 was placed at head of General Orders for today's work.

On motion, House resolved itself into a Committee of the Whole, all Bills to be read by title and Section No. only and open to amendment unless upon demand of one member that they be read at length.

GENERAL ORDERS.

Roberts in Chair.

House resumed.

Speaker Pro Tem in Chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration, Business on General Orders, respectfully report as follows:

H. B. No. 120 do pass; H. B. No. 189 do pass; H. B. No. 188 do pass; S. B. No. 121 be concurred in with the following amendment: by adding the words "county High School" after the words "school district" wherever they appear in the title or body of the printed bill; H. B. No. 133 do pass; H. B. No. 187 do pass; H. B. No. 184 do pass; H. B. No. 152 do pass; H. B. No. 1 do pass.

ROBERTS, Chairman.

Upon motion by Buell, duly seconded and carried, H. B. No. 189 was segregated from report of Committee of Whole and re-referred to the Committee Appropriations.

Upon motion by Roberts, duly seconded and carried, the report of Committee of the Whole, as it then stood was adopted.

Upon motion, House recessed until 2:00 o'clock P. M.

AFTERNOON SESSION.

House resumed.

Speaker Pro Tem in Chair.

The Speaker Pro Tem at this time gave notice and signed in open session the following bills:

H. B. No. 91, by Committee on Appropriations.

H. B. No. 90, by Committee on Appropriations.

H. B. No. 69, by Berglin.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration, Substitute for Senate Bill No. 22, entitled: "An Act amending Section 2091 of the Revised Codes of Montana of 1907, relating to taking up expiring stock," respectfully report as follows: That Substitute for S. B. No. 22 be amended as follows: Amend Section 1 by inserting in line 15 on page 1 amount of damages claimed and the charge per head per day for care for and feeding same."

Also amend said Section by striking out the words "can not" after the word "parties" in line 16 on page 2 and inserting in lieu thereof the words "or not within five days."

Also strike out in line 17 on page 2 the words "the same may be determined by civil action instituted" and insert in lieu thereof the words "the lien claimant must within ten days thereafter institute a civil action to foreclose his lien."

Insert after the words "claimed by him" in line 21 on page 2 the following provided, however, that the defendant may after the institution of an action aforesaid, upon filing in said cause a bond, executed by two or more sureties approved by the court, in double the sum sued for conditioned for the payment to the plaintiff of all sums, including costs that may be recovered by said plaintiff, have the return to him of all livestock held as aforesaid."

And when so amended the substitute be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 240, entitled: "An Act to amend Section 6449 of the Revised Codes of the State of Montana of 1907, as amended by Chapter 47 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, relating to the time of commencing actions," respectfully report as follows: That H. B. No. 240 do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 177, entitled: "An Act to amend Sections 2, 3, and 4 of Chapter 142 of the Laws of the Fourteenth Legislative Assembly of the State of Montana relating to improvement districts," respectfully report as follows: That H. B. No. 177 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 244, entitled: "An Act to amend Section 5755 of the Revised Codes of the State of Montana of 1907, relating to the satisfaction of mortgages," respectfully report as follows: That H. B. No. 244 be amended as follows: Insert after the word and figure "Section 1" the following: "The Section 5755 of the Revised Codes of Montana of 1907 be amended to read as follows:" And when so amended the bill do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 206, entitled: "An Act to amend Section 3358 of the Revised Codes of Montana of 1907, relating to annual tax levy for incorporated cities and towns as amended by Chapter 1 Session Laws 1919 and by Chapter 10, Session Laws Extraordinary Session 1919," respectfully report as follows: That H. B. No. 206 do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 191, entitled: "An Act amending Sections 9391, 9393 and 9394 of the Revised Codes of Montana of 1907, pertaining to the punishment of death now inflicted, execution thereof and designating the place where such execution shall take place and prescribing the duties of the State Prison Board," respectfully report as follows: That H. B. No. 191 do not pass.

O'Hara moved the adoption of the report.

Report adopted.

O'HARA, Chairman.

Upon motion by Sickler, duly seconded and carried, H. B. No. 191 was segregated from report of Judiciary Committee and referred to Committee on Affairs of Cities, and the remainder of the report of the Judiciary Committee was adopted.

Mr. Speaker:

We, your Committee on Ways and Means, having had under consideration S. B. No. 100, by Donlan, entitled: "An Act authorizing the State Board of Examiners to fix the number, compensation, term and tenure of office of all deputies, assistants, clerks, and stenographers employed by the Civil Executive State Officers, respectfully report as follows: That S. B. No. 100 concur in.

Report adopted.

BERGESON, Chairman.

Mr. Speaker:

We, your Committee on Ways and Means, having had under consideration H. B. No. 253, by Committee on Appropriations, entitled: "An Act to amend Section two, (2), of Chapter 86 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, providing for the appointment of State Accountant, and defining his duties; providing additional qualification for the State Accountants, and repealing all Acts and parts of Acts in conflict with this Act," respectfully report as follows: That H. B. No. 253 do pass.

Report adopted.

BERGESON, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 210, entitled: "An Act to authorize and direct the State Board of Examiners to execute a deed to the Selway-Gardiner Sheep Company a corporation, conveying to said corporation the south half of the south half of Section thirty-six, township six north, range eleven west, Montana meridian, legal title to which said ground is now in the Montana State Tuberculosis Sanitarium; said deed to be executed and delivered in accordance with an agreement heretofore entered into between the State Board of Examiners and the Selway-Gardiner Sheep Company," respectfully report as follows:

That H. B. No. 210 be amended as follows: Strike out in line 15 of Section 1 the word "Eleven" and insert in lieu thereof the word "Ten".

And when so amended the bill do pass.

Report adopted.

O'HARA, Chairman.

Upon motion by Skulason the vote by which report of the Judiciary Committee on S. B. No. 163 was adopted, was re-considered by House and the Clerk is instructed to request the return of S. B. No. 163 from the Senate for further consideration.

H. B. Nos. 171 and 172 were taken from General Orders and re-referred to committee on Appropriation.

THIRD READING OF SENATE BILLS.

Sub. S. B. No. 21, by Mains, having been read three several times, title and story agreed to, was concurred in by the following vote:

Ayes: Allen, Bergeson, Berglin, Black, Bohling, Boorman, Brockway, Buell, Cady, Carlson, Conser, Cooney, Daily, Dillavou, Dodds, Dunbar, Dunn, Faust, Elton, Geis, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), Morthey, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Sickler, Silver, Skulason, Spencer, Spratt, Stoner, Swift, Wade, Wilcomb, Williams, Worren, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Anderson, Arnold, Austin, Beley, Bell, Blomquist, Casier, Brooks, Brown (Lewis & Clark), Brown (Mineral), Cavanaugh, Charles, Chatfield, Covell, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), English, Fairgrieve, Gillette, Green (Dawson), Haskell, King, Lakin, MacDonald (Flathead), McQuarrie, Ogden, O'Hara, Penewell, Rixon, Scharnikow, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Smith, Snell, Stevens, Treloar, Roy, Wallace, Warren. Total 40.

On motion House reverted to Order of Business No. 2.

NOTICES.

Authors give notice that they will on tomorrow or some subsequent date introduce the following bills:

By Faust, a bill for an Act entitled: "An Act to amend Section 4377 of the Revised Codes of Montana (1907) providing for the power of the Board of Railroad Commissioners to alter classifications of rates of and concerning railroads; providing for a public hearing and publication of notice thereof, before there shall be any increase or raise in the rate of charge for the transportation of freight within the State of Montana; and providing for a hearing on complaint."

By McDonald (Silver Bow), a bill for an Act entitled: "An Act to amend Section 2 of Chapter 99 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana and Sections 616 and 619 of the Revised Codes of Montana, 1907, relating to elections and voting where voting machines are used."

By McDonald (Silver Bow), a bill for an Act entitled: "An Act providing for the creation of a Police Pension Fund in Cities of the First and Second Class and providing for a Police Pension Board and prescribing the duty of said board with reference to the care and distribution of said Fund."

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 260, by Ways and Means Committee, introduced without previous notice and by unanimous consent of the House. A bill for an Act entitled: "An Act to amend Section 10, Chapter 130, Session Laws of 1911, providing for the licensing of public eating places, bakeries, confectioneries, meat markets, slaughter houses, packing plants, canneries, ice cream parlors, soft drink establish-

ments and bottling works, and regulating fees to be charged for said licenses referred to Committee on Public Health and Sanitary Affairs.

Upon motion by Dillavou, duly seconded and carried, House now resolve itself into a Committee of the Whole, for consideration of General Orders, and bills to be read by title and section number only, and open to amendment, unless, upon request of one member that they be read at length.

GENERAL ORDERS.

Roberts in chair.

House resumed.

Speaker pro tem in chair.

Report of Committee of the Whole:

Mr. Speaker: We, your Committee of the Whole, having had under consideration, Business on General Orders, respectfully report as follows:

That H. B. No. 190 do pass.

H. B. No. 194 do pass.

Sub. for House Joint Memorial No. 3 do pass.

H. B. No. 38 do pass.

H. B. No. 84 do pass.

Sub. for H. B. No. 100 be re-referred to Committee on Livestock and Public Ranges.

S. B. No. 138 be concurred in.

S. B. No. 160 be concurred in.

S. J. Res. No. 5 be concurred in.

S. B. No. 137 be concurred in as amended.

S. B. No. 148 be concurred in.

S. B. No. 129 be concurred in.

S. B. No. 108 be concurred in as amended.

S. B. No. 101 be concurred in as amended.

S. B. No. 106 be concurred in as amended.

S. B. No. 110 be concurred in.

Report adopted.

ROBERTS, Chairman.

REPORTS OF STANDING COMMITTEES.

The reports of the Standing Committees are as follows:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bills No 121, 152, beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bills No 188, 187, and 184, beg leave to report same back as correctly engrossed.

Report adopted.

REID, Chairman.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bills Nos. 38, and 120, beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

On motion House proceeded to Order of Business No. 8, and S. B. No. 10 was placed at head of list on third reading.

THIRD READING OF SENATE BILLS.

S. B. No. 160, by Hazelbaker, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Austin, Bell, Bergeson, Berglin, Black, Bohlin, Boorman, Brockway, Cady, Carlson, Cavanaugh, Conser, Cooney, Covell, Dail, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Perrine, Phelps, Province, Ra-

yes, Reid, Rhoads, Riggs, Rodgers, Rouleau, Sales, Sandy, Scofield, Sickler, Skulason, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Williams, Worden. Total, 72.

Noes: None.

Absent and not voting: Arnold, Beley, Blomquist, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Charters, Chatfield, Crum-mer, Dunn, English, Gillette, Green (Flathead), Haskell, Hathaway, Kemp, Kenyon, King, Lakin, McQuarrie, Peden, Penewell, Rickard, Rixon, Roberts, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Stevens, Wade, Warren, Mr. Speaker. Total, 36.

S. B. No. 148, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Austin, Black, Boorman, Cady, Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Fairgrieve, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Province, yes, Reid, Rhoads, Riggs, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden. Total, 63.

Noes: None.

Absent and not voting: Arnold, Beley, Bell, Bergeson, Berglin, Blomst, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Carlson, Charters, Chatfield, Crumbaker, Dowlin (Rosebud), Dunn, English, Faust, Felton, Gillette, Gullidge, Haskell, Johnson (Fergus), Jones, King, Lakin, McQuarrie, Penewell, Ray, Rickard, Rixon, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Snell, Stevens, Warren, Wilcomb, Mr. Speaker. Total, 45.

S. B. No. 137, by Leuthold, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Austin, Bergeson, Black, Bohling, Boorman, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Peden, Perrine, Phelps, Province, Ray, Reeves, Reid, Rhoads, Riggs, Rouleau, Sales, Sandy, Scofield, Silver, Snell, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden. Total, 67.

Noes: None.

Absent and not voting: Arnold, Beley, Bell, Berglin, Blomquist, Brasier, Brockway, Brooks, Brown (Mineral), Buell, Charters, Chatfield, Crumbaker, Dunn, English, Gillette, Goodland, Haskell, Jones, Kenyon, King, Lakin, McQuarrie, O'Hara, Parsons, Penewell, Rickard, Rixon, Roberts, Rodgers, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Skulason, Smith, Snell, Stevens, Warren, Wilcomb, Mr. Speaker. Total, 41.

S. B. No. 138, by Greening, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Austin, Bergeson, Berglin, Bohling, Boorman, Cady, Carlson, Cavanaugh, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kemp, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Parsons, Perrine, Phelps, Province, Ray, Reeves, Reid, Rhoads, Rouleau, Sales, Sandy, Scofield, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden. Total, 62.

Noes: None.

Absent and not voting: Arnold, Beley, Bell, Black, Blomquist, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Charters, Chatfield, Conser, Crumbaker, Dowlin (Yellowstone), Dunn, English, Fairgrieve,

Gillette, Haskell, Johnson (Silver Bow), Jones, Kenyon, King, McQuarrie, O'Hara, Peden, Penewell, Rickard, Riggs, Rixon, Roberts, Rodgers, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Stevens, Warren, Wilcomb, Mr. Speaker. Total, 46.

S. B. No. 101, by Edwards, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Austin, Bergeson, Berglin, Bohling, Boorman, Brockway, Felton, Brown (Lewis and Clark), Carlson, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Faust, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rodgers, Sales, Sandy, Scofield, Sickler, Silver, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden. Total, 66.

Noes: None.

Absent and not voting: Arnold, Beley, Bell, Black, Blomquist, Brast, Brooks, Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Chatfield, Conser, Cooney, Crumbaker, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Gillette, Haskell, Hathaway, Jones, Kemp, King, McQuarrie, O'Hara, Penewell, Rixon, Roberts, Rouleau, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Wallace, Warren, Mr. Speaker. Total, 40.

S. B. No. 106, by Larson, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Austin, Bergeson, Berglin, Bohling, Boorman, Brockway, Cady, Carlson, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rodgers, Sales, Sandy, Scofield, Sickler, Silver, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden. Total, 68.

Noes: None.

Absent and not voting: Arnold, Beley, Bell, Black, Blomquist, Brast, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cavanaugh, Charters, Chatfield, Conser, Crumbaker, Dowlin (Yellowstone), Dunn, English, Fairgrieve, Gillette, Gullidge, Haskell, Hunter, Jones, King, McQuarrie, O'Hara, Penewell, Rixon, Roberts, Rouleau, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Wallace, Warren, Mr. Speaker. Total, 40.

S. B. No. 108, by Dowlin, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Austin, Bergeson, Berglin, Bohling, Carlson, Cavanaugh, Covell, Daily, Dillavou, Dowlin (Rosebud), Dunbar, Felton, Geis, Goodland, Goodman, Green (Dawson), Hills, Johnson (Deer Lodge), Johnson (Silver Bow), Johnson (Fergus), Kemp, Lakin, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Phelps, Reeves, Reid, Rhoads, Rickard, Riggs, Rodgers, Rouleau, Sales, Sandy, Scofield, Sickler, Stevens, Treloar, Wade, Worden. Total, 41.

Noes: Bohling, Boorman, Dodds, Faust, Gullidge, Hanson, Hunter, Kenyon, Knudsvig, Larson, Parsons, Peden, Perrine, Provinse, Ray, Spencer, Stoner, Troy, Williams. Total, 19.

Absent and not voting: Arnold, Beley, Bell, Black, Blomquist, Brast, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Charters, Chatfield, Conser, Cooney, Crumbaker, Dowlin (Yellowstone), Dunn, English, Fairgrieve, Gillette, Green (Flathead), Hathaway, Haynes, Jones, King, McQuarrie, O'Hara, Penewell, Rixon, Roberts, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Stevens, Wallace, Warren, Wilcomb, Mr. Speaker. Total, 45.

S. B. No. 110, by Harmon, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Austin, Bergeson, Berglin, Bohling, Boorman, Brast,

ay, Cady, Carlson, Cavanaugh, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Peden, Perrine, helps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Roberts, Rodgers, onleau, Sales, Sandy, Scofield, Sickler, Silver, Spencer, Spratt, Stoner, Treloar, roy, Wade, Wilcomb, Williams, Worden. Total, 68.

Noes: None.

Absent and not voting: Arnold, Beley, Bell, Black, Bromquist, Brasier, rooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Charters, Chatfield, onser, Crumbaker, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, illette, Haskell, Johnson (Fergus), Jones, King, McQuarrie, O'Hara, Parsons, enewell, Rixon, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Stevens, Swift, Wallace, Warren, Mr. Speaker. Total, 40.

S. B. No. 129, by Greening, having been read three several times, title and story agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Austin, Bergeson, Berglin, Black, Bohling, Booran, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cady, Carlson, avanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), unbar, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Gullidge, anson, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), emp, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), orthey, Ogden, Parsons, Perrine, Phelps, Provinse, Ray, Reeves, Roberts, onleau, Sales, Sandy, Scofield, Sickler, Skulason, Spencer, Spratt, Stevens, oner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden. Total, 67.

Noes: None.

Absent and not voting: Arnold, Beley, Bell, Blomquist, Brown (Mineral), nell, Charters, Chatfield, Crumbaker, Dowlin (Yellowstone), Dunn, English, airgrieve, Gillette, Green (Flathead), Haskell, Hathaway, Haynes, Hunter, nes, Kenyon, King, McQuarrie, O'Hara, Peden, Penewell, Reid, Rhoads, ickard, Riggs, Rixon, Rodgers, Scharnikow, Shoemaker (Lewis and Clark), oemaker (Yellowstone), Silver, Smith, Snell, Warren, Wilcomb, Mr. Speaker. Total, 41.

S. J. Res. No. 5, by McKay, having been read three several times, title and story agreed to, was concurred in by an aye and no vote.

Upon motion, House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred Committees as follows:

H. B. No. 261, introduced by Dillavou. A Bill for an Act entitled: "An t to submit to the qualified electors of the State of Montana, an amendment Sections 2, 3, 4, 5, and 6, of Article 6, of the Constitution of the State of ntana, relating to apportionment and representation; providing that the maximum number of members of the Senate of the State of Montana shall be 35, l the maximum number of members of the House of Representatives of the ate of Montana shall be 70, and providing a method of creating senatorial and representative districts." Referred to Committee on Constitutional Amendments.

H. B. No. 262, by Committee on Insurance, introduced without previous ice, and by unanimous consent of the House. A Bill for an Act entitled: n Act to regulate the installation, operation and maintenance of motion pic-e machines and to regulate the construction and arrangement of picture machine chs and of audience rooms in which motion picture exhibitions are to be given, l providing penalty for failure to comply herewith." Referred to Committee Insurance.

H. B. No. 263, by Committee on Education, was introduced without previous ice and by unanimous consent of the House. A Bill for an Act entitled: "An to amend Section 105 of Chapter 76 of the Session Laws of the Thirteenth

Legislative Assembly, as amended by Section 1 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to repeal Section 106, paragraph 7 and Section 108 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Sections 2 and 3 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to amend Section 200 and paragraph 7 of Section 202 of the Session Laws of the Thirteenth Legislative Assembly; to amend Section 22, paragraph 11 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly, as amended by Section 5 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to repeal Section 202, paragraph 14 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 5 of Chapter 196 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 5 of Chapter 196 of the Session Laws of the Thirteenth Legislative Assembly; to amend Section 507, paragraph 3 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly; to amend Section 512, paragraph 3 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly; to repeal Sections 800 and 806 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Sections 18 and 19 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly to amend Chapter IX of the Session Laws of the Thirteenth Legislative Assembly as amended by Sections 20, 21, 22, 23, 24, 25, 26, and 27 of the Session Laws of the Sixteenth Legislative Assembly; to amend Chapter X and Sections 1100, 1101, and 1105 of Chapter XI of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly; to amend Section 2002 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 32 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to amend Section 2010, paragraph 2 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly; to amend Section 2015 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 34 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly, and being an Act codifying the School Laws of the State of Montana and providing for the establishment and maintenance of a general, uniform and thorough system of public free schools." Referred to Committee on Education.

H. B. No. 264, by Stevens. A Bill for an Act entitled: "An Act relating to persons who have served in the army, navy or marine corps of the United States in time of war, and exempting them from the payment of poll tax and providing for the making of a list of such persons by the County Assessors and the furnishing of such list by the county assessors to the Secretary of State and the compilation and publication in book form of the names and service of such persons and payment therefor." Referred to Committee on Military Affairs.

H. B. No. 265, by Stevens. A Bill for an Act entitled: "An Act to repeal Chapter 226 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and all Acts amendatory thereof, relating to the creation, organization, and classification of new counties." Referred to Committee on New Counties and Divisions.

On motion House reverted to Order of Business No. 3,

REPORT OF SELECT COMMITTEES.

The following report was received from the Special Joint House and Senate Committee:

Mr. Speaker:

We, your Special Joint House and Senate Committee on Hail Insurance, having had under consideration H. B. No. 167, respectfully report as follows:

That H. B. No. 167 be amended as follows: In Section 8 of the printed bill, line 11, after the word "active" add "ly" and in line 13 strike out the word "any," in line 16 after the word "agent" add a comma. Line 3, Section 5, correct the word "Sixteen" which is incorrectly spelled. Section 10, lines 9 and 10, strike out the word "thirty (30)" and insert in lieu thereof the word "forty (40)". Line 11 strike out the figures "90%" and insert in lieu thereof the figures "50%". Line 12. Strike out the word "loss" and insert in lieu thereof the word "less". Add after the word "on" in the same line a comma and in line 13 strike

word "Shall" insert the words "on or before November 1st". Line 15, strike out the words "At once". Line 28, strike out the word "Eight" and place in thereof the word "Six." The Clerk is hereby authorized to make any other correction of mis-spelled words or typographical errors. As amended the bill do

BROCKWAY, Chairman.

Report adopted.

On motion, duly seconded and carried, House adjourned until 11:00 o'clock M. Friday, February 11th.

test:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FORTIETH DAY

House of Representatives, February 11, 1921.

House met at 11:00 A. M., pursuant to adjournment.

Speaker Pro Tem in chair.

Prayer by Chaplain.

Roll called and all present except: Brown (Mineral), and Mr. Speaker. Skell, Snell, Wade and Warren excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, have this day examined Journal for the Thirty-ninth Legislative Day, and have found same to be correct.

JOHNSON of Silver Bow, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following Communications were received from the Senate and upon tion, duly seconded and carried, were considered read at length:

February 11, 1921.

Mr. Fred Gibson, Speaker, House of Representatives, Helena, Montana.

Honorable Sir: In compliance with your request of this date for the return Senate Bill No. 163, introduced by Burlingame, I herewith return by messenger same.

Respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 10, 1921.

I am directed by the Senate to inform your Honorable Body that House Bill No. 41 was read third time and concurred in as amended, title agreed to and same is herewith transmitted to the House for concurrence in Senate amendments.

Yours respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 10, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were read third time and passed, title agreed to and the same are herewith transmitted to the House for concurrence:

Senate Bills Nos. 155, 159, 161, and 168.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 10, 1921.

I am directed by the Senate to inform your Honorable Body that House Bill No. 16 was read third time and concurred in, title agreed to and the same is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 10, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second times and referred to Committees designated:

Senate Bill No. 223, by Pauline. A Bill for an Act entitled: "An Act declaring the Waters within the State of Montana to belong to the State and to be in trust for the people of the State for use within the State, and forbidding the diversion, control, impounding or restraining of such waters within the State or use outside thereof." Referred to Committee on Irrigation and Water Rights.

Senate Bill No. 224, by Cowan. A Bill for an Act entitled: "An Act to amend Section 2684 of Chapter 9 of the Revised Codes of 1907, relative to the duties of county treasurers." Referred to Committee on Judiciary.

Senate Bill No. 225, by Harmon. A Bill for an Act entitled: "An Act amending Section 2109 of Chapter 76 of the Session Laws of 1913 as amended by Chapter 158 of the Session Laws of 1919 relating to the submission by electors of the question of a bond issue for county high schools." Referred to Committee on Education.

Senate Bill No. 226, by Slattey. A Bill for an Act entitled: "An Act establishing, in the Counties of Richland, Roosevelt, Daniels, McCone, Valley, and Garfield, a closed season on Grouse, Prairie Chickens, Sage Hens, Fool Hens, Pheasants, Partridges and Deer." Referred to Committee on Fish and Game.

Senate Bill No. 227, by Burlingame, a Bill for an Act entitled: "An Act authorizing County Treasurers to execute satisfaction of mortgages or other security received by counties under Chapter 8 of the Laws of the Sixteenth Extraordinary Session of the Legislature of Montana of 1919." Referred to Committee on Judiciary.

House Memorial No. 5, by Knudsvig, Phelps, Rickard and Gillette. A Memorial to the Congress of the United States for amendment of the Act of Congress approved May 30, 1908, opening for entry and settlement, under the land laws of the United States, the Fort Peck Indian Reservation." Referred to Committee on Federal Relations.

House Bill No. 127, by Scharnikow, "A Bill for an Act entitled: "An Act requiring the consolidation of the offices of the Superintendent of City Schools and the principal of County High Schools in all cities and towns having fewer than nine hundred children enrolled in both the city and high schools and providing for the management and control of such schools and regulating the employment of teachers therein." Referred to Committee on Education.

House Bill No. 140 by Judiciary Committee, "An Act relating to the attachment and levy of execution upon personal property covered by the lien of conditional sales notes, contracts or instruments." Referred to Committee on Judiciary.

House Bill No. 136, by Committee on State Boards and Officers, "An Act to empower the Child Welfare Division of the State Board of Health to inspect Maternity Hospitals, Child Placing institutions, and homes and institutions in the business of caring for orphan and dependent children and to enforce the laws of the State pertaining to children." Referred to Committee on Sanitary Affairs.

House Bill No. 118, by Scharnikow, "An Act to amend sub-division No. 1 of section 2104 of chapter 76, of the Session Laws of the Thirteenth Legislative Session of the Legislative Assembly of Montana, relating to the powers of the Board of Trustees of County High Schools." Referred to Committee on Education.

House Bill No. 129, by Committee on Ways and Means, "An Act to authorize the State Registrar of the Bureau of Vital Statistics to issue certified copies of births and deaths, making such copies prima facie evidence of the Courts of this State, and fixing fees therefor." Referred to Committee on Judiciary.

Sub. for House Bill No. 50, by Committee on Revenue and Taxation, "An Act regulating the custody of the moneys and securities of the State, designating the State Treasurer, the Treasurer of every State Board, Commission, Bureau, Department, and State Institutions and providing for the deposit of the State moneys, securities, and evidences of indebtedness with the State Treasurer."

the monthly and providing the method and manner of keeping State Funds and paying out same, and providing for revolving funds at State Institutions." Referred to Committee on Taxation.

House Bill No. 155, by Rhoads, "An Act to prevent procreation of idiots, feeble-minded and insane persons." Referred to Committee on Sanitary Affairs.

House Bill No. 158, by MacDonald of Flathead, "An Act requiring railway and railroad Companies to reimburse employees for property losses sustained by fire at terminals or division points." Referred to Committee on Railroads and Transportation.

House Bill No. 109, by Gullidge, "An Act to amend Sections 1800, 1802, 1803, 1807, and 1812 of chapter 76 of the Session Laws of the Thirteenth Legislative Assembly, said section 1803 having been amended by chapter 94 of the Session Laws of the Fifteenth Legislative Assembly, relating to adoption of textbooks." Referred to Committee on Education.

House Bill No. 130, by Committee on Ways and Means, "An Act providing for the registration of all marriages and divorces occurring within the State of Montana with the State Registrar of vital statistics, fixing fees for the issuance of marriage licenses and for recording marriage licenses and certificates and decrees of divorce, providing for the necessary forms and blanks; the promulgation of rules and regulations hereunder, making a violation of this Act a misdemeanor and providing a penalty therefor; and repealing Sections 3620, 3623, 3625 and 3627 of the Revised Codes of 1907 of the State of Montana." Referred to Committee on Taxation.

House Bill No. 114, by Committee on Revenue and Taxation, "An Act requiring every person, firm, association, joint-stock company and corporation, engaged in or carrying on the business of producing or manufacturing cement, portland cement plaster or gypsum plaster in this State shall pay to the State Treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act." Referred to Committee on Taxation.

House Bill No. 78, by Troy, Skulason, Riggs, Rodgers and Dowlin of Rosebud, "An Act to provide for the creation, organization and operation of agricultural corporations, or co-operative agricultural districts, to promote the improvement of the productive, processing, storing, warehousing and marketing of products of all agricultural or farm products; to define their purposes and powers as to creation, operation, existence, financing, including bonding, consolidation and joint operation, and dissolution." Referred to Committee on Judiciary.

House Sub. for Senate Bill No. 42, by Judiciary Committee, "An Act amending section 5805 of the Revised Codes of Montana of 1907, relating to the same." Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 10, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that Standing Committees reported as follows:

Committee on Engrossed Bills reported Senate Bill No. 159 correctly engrossed.

Committee on Printing reported Senate Bills No. 177, 180, 192 and 202 correctly printed.

Committee on Judiciary reported Senate Bill No. 194, by Church, "An Act to amend Section 6155 of the Revised Codes of Montana relating to assignments for the benefit of creditors as amended by chapter 180 of the Laws of the Thirteenth Legislative Assembly," and recommended that said Bill be amended striking out section 3, and that as so amended the bill do pass.

Also Senate Bill No. 222, by Hazelbaker and Paul, "An Act amending section 181 of the Revised Codes of Montana 1907, relating to the registry and return on State Warrants," and recommend that said bill be amended by

striking out in section 3, the words "March 1st, 1921," and inserting in thereof the words "The date of the passage and approval of this Act," that as so amended that the bill do pass.

Also Senate Bill No. 221, by Booth, "An Act amending sections 4413 4416 of the Revised Codes of Montana of 1907, relating to the statements to be filed by foreign corporations," and recommended that said bill be amended by adding the following: "Section 4. This Act shall be in full force and effect from and after its passage and approval," and that as so amended that the bill do pass.

Committee on Irrigation and Water Rights reported Senate Joint Memorial No. 2, by Cowan, "A resolution memorializing Congress of the United States to enact appropriate legislation and to provide sufficient appropriation for the completion of Federal Reclamation Projects within the State of Montana, etc." and recommended that said Joint Memorial be amended by striking out all the part of section 6 beginning with the words "section 6" in line 2, page 5, and ending with the word "ceased" in line 17, page 6, and that as so amended the Memorial do pass.

Committee on Finance and Claims reported House Bill No. 92, by Committee on Appropriations "An Act to amend section 1947 of the Revised Codes of Montana, relating to the State Board of Horticulture," recommended that same be concurred in.

Also House Bill No. 122, by Committee on Appropriations "An Act to amend section CIV of chapter 147 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, as amended by chapter 99 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana and as further amended by chapter 171 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, providing for a Land Office Expense Fund, and the disposition of the same," and recommended that same be concurred in.

Also House Bill No. 124, by Appropriation Committee, "An Act to make a contingent appropriation to provide for the payment of a judgment recovered against Charles T. Stewart, as secretary of State, of the State of Montana, by the J. I. Case Threshing Machine Company, a corporation, in an action to recover foreign corporation fees paid to the State of Montana under protest," and recommended that same be concurred in.

Committee on Roads and Highways reported Senate Bill No. 141, "An Act establishing a State Highway Commission; prescribing the powers and duties thereof, and authorizing the construction, maintenance, repair and marking of public roads and bridges; creating a State Highway Fund; imposing certain duties upon County and Local Road Officials and assenting to the Federal Act of Congress approved July 11, 1916, and all other Acts granting aid for public highways and authorizing the state highway to co-operate with the United States government in the construction of Roads and Bridges and repealing chapter 170, Session Laws of the Fifteenth Legislative Assembly of the State of Montana," recommended that said Bill be amended as follows:

Amend Section 1, lines 19 and 20, by striking out the words: "unless sooner removed for cause; and inserting the following: "but may be removed at the pleasure of the governor at any time. He".

Strike out in line 21 the words and figures "seventy-five hundred (\$7,500.00) Dollars", and insert in lieu thereof the words and figures "six thousand (\$6,000.00)

Strike out in line 25 the words and figures "fifty thousand dollars (\$50,000.00)" and insert in lieu thereof the words and figures "twenty-five thousand dollars (\$25,000.00)."

Amend Section 2, line 29, by inserting after the word "Commissioner" the words "with the approval of the Governor."

Amend Section 17 by striking out all of said section after the word "fund" in line 25, and inserting the following: "And hereafter all moneys collected for the state highway fund from whatever source, as authorized by law, shall be credited monthly to the state highway fund by the state treasurer," and so amended the bill do pass.

Also Senate Bill No. 81, by Booth, "An Act amending sections 1, 2, 3, 4,

and 13 of chapter 12 of chapter 172, of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to special improvement on roads and highways in certain districts; adding to the act aforesaid new sections to be known as sections 4A, 4B, 6A, 9A, and 9B; repealing 9 of the Act aforesaid and all other acts and parts of acts in conflict therewith," recommend that the same do not pass, but that substitute for Senate Bill No. 81, herewith transmitted entitled: "An Act repealing chapter 12 of chapter 172 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to special improvements on roads and highways in certain districts," do pass.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 10, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Leuthold and the vote of the Senate, the Senate concurred in House amendments to Substitute to Senate Bill No. 116.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 10, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times and referred to Committees designated:

Senate Bill No. 228, by Paul, "A Bill for an Act entitled: "An Act making it the duty of the owner or person holding possessory right to unfenced agricultural or grazing land, or patented mining claim, lying within the boundaries of national forest reserves, or adjacent thereto, to mark the boundaries thereof, to prevent recovery of damages for trespasses by herded sheep on said land and the same is unmarked." Referred to Committee on Stockraising and Grazing.

Senate Bill No. 229, by Craig, A Bill for an Act entitled: "An Act regulating the issuance and circulation of statements affecting candidates for office at any primary or general election, and providing a penalty for the violation thereof," referred to Committee on Elections and Privileges.

Senate Bill No. 230, by Dearborn, A Bill for an Act entitled: "An Act to prevent fraud in the sale or disposition of stocks, bonds and other securities, and providing penalties for violation thereof." Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 10, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon communication from the Montana Society of Engineers opposing the enactment of a state law licensing and registering engineers, land surveyors, etc.," received and read.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 10, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion moved by Senator Lewis, duly seconded and carried, that Senate Bills Nos. 135 and 136 be taken from General File and re-referred to the Committee on Elections and Privileges.

Upon motion by Senator Heren, duly seconded and carried, the senate recessed at 12:15 P. M. until 2 o'clock and re-convened at that hour.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 10, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body the Committee of the Whole to whom was referred Business on General reported progress and asked to sit again.

GALLWEY, Chairman.

The above report was adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 10, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body the Committee of the Whole, to whom was referred business on General respectfully reported as follows: Sub. for Senate Bill No. 113 and recommend that the same be amended as follows:

Amend section 1 by striking out in line 5 the word "and" and inserting the words "and to supply to its members necessary equipment," after the word "products."

Amend section 10 by striking out in line 32 the word "of" after the word "member."

Amend section 13 by inserting in line 1, section 13, a dash between the words "liability" and "limitations."

Amend section 21 by striking out in line 8 the word "use" and inserting in lieu thereof the word "sue", and as amended recommend that same do pass.

Senate Bill No. 155 and recommend that same do pass.

Senate Bill No. 161 and recommend that same do pass.

Senate Bill No. 165 and recommend that same do pass.

Senate Bill No. 168 and recommend that same do pass.

Senate Bill No. 182 and recommend that same do pass.

Senate Bill No. 184 and recommend that same do pass.

Senate Bill No. 185 and recommend that same do not pass.

Senate Bill No. 193 and recommend that same be amended as follows:

Amend Section 2 by striking out in line 6 the words "labor and industry" and inserting in lieu thereof the word "agriculture."

Amend section 3 by striking out in line one the words "its passage and approval" and inserting in lieu thereof the words "March 1st, 1921." and as amended recommend that same do pass.

House Bill No. 16 and recommend that same be concurred in.

House Bill No. 41 and recommend that same be concurred in.

Senate Bill No. 181 and recommend that same be amended by adding at the end of section 1, as a part thereof, the following:

"It shall be the duty of the Board of Commissioners to file with the County Clerk and Recorder of the County in which the District is located, annually, within ten days from and after March 1st of each year, a sworn report showing the assets and liabilities of the district, the amount of money received during the preceding year, and the amount expended during said time, and shall cause said report to be published at least once in the official newspaper of said County," and as amended that same do pass.

GALLWEY, Chairman.

It was moved by Senator Gallwey that the foregoing report be adopted, which motion was seconded.

It was moved by Senator Slattery as a substitute motion that Senate Bill No. 185 be segregated from the report of the Committee of the Whole and referred to the Judiciary Committee, which motion was duly seconded and carried.

The report of the Committee of the Whole as amended was thereon adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 10, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Committees reported as follows:

The Committee on Judicial Districts reported Senate Bill No. 134 by Burgess, "An Act to detach Broadwater County from the Fourth Judicial District, and add it to the First Judicial District of the State of Montana," and recommended that said bill do not pass.

The Committee on Sanitary Affairs reported Senate Bill No. 217, by Siegfriedt, "An Act prohibiting the manufacture or sale or the possession with the intent to sell any article of food containing saccharin and providing a penalty for its violation," and recommended that said bill do pass.

The Committee on Sanitary Affairs reported Senate Bill No. 216, by Siegfriedt, "An Act providing for the recording of permits granted to physicians who desire to use, obtain or purchase non-beverage alcohol for medicinal purposes; to provide for the recording permits granted to persons for the sale of non-beverage alcohol for medicinal purposes, permitting the use of said permit after the recording thereof, providing for the recording thereof and the fee to be charged therefor and providing for the manner of the cancellation of said recording permits," and expressly providing that the act shall not amend or repeal chapter 175 or chapter 143 of the Laws of the Fifteenth Legislative Assembly," and recommended that said bill do pass.

The Committee on Sanitary Affairs reported Senate Bill No. 212 by Church, "An Act to regulate the practice of Chiropody (Podiatry) in the State of Montana, to provide for the establishment of a State Board of Chiropodists (Podiatry) members; to define the duties and powers of said Board; to provide for the licensing and registering of Chiropodists (Podiarists) in this State and to provide penalties for the violation of this Act," and recommended that section 4, line 1 be amended by inserting instead of the word "thirty" the word "ninety" and that the same do pass.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 10, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a petition from the residents of Park County interested in livestock and agricultural pursuits signed by B. B. Armstrong and 222 others asking the Senate to pass Sub. for House Bill No. 13 relating to the propagation of fish and game was received and read and referred to the Committee on Fish and Game. On motion of Senator Donlan, duly seconded and carried, the rules were suspended, and Senate Bills No. 165, 161 and 168 were considered correctly engrossed and placed on the Calendar for third reading.

On motion of Senator Heren, duly seconded and carried, the Senate adjourned at 2:30 P. M. until Friday, February 11th, 1921, at 11 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read in this House:

Baylor, Montana, February 7th, 1921.

Petition to Hon. E. T. Phelps, Helena, Montana.

We, the undersigned, are familiar with the provisions of H. B. No. 159 introduced by Wallace, and hereby respectfully ask that you use your vote and influence in support of the measure as introduced without amendment.

Signed by T. J. Ward of Baylor and 8 others.

Mr. Speaker:

The undersigned members of the House invoke a stricter observance of Rule 3 to the end that the presence of unauthorized persons on the floor of the House may be prevented.

Under present conditions it is not possible for members seated at the rear of the Chamber and along the sides to hear the Speaker, the Clerk or follow

debates intelligently, owing to constant movement and unrestricted conversation on the part of visitors.

February 11, 1921.

Signed by F. B. Gillette and 12 others

Feb. 3, 1921

Hon. Chas. T. Stewart, Secretary of the State, Helena, Montana.

My Dear Mr. Stewart:

I have the honor to acknowledge the receipt of your communication of January 29, transmitting copy of House Joint Memorial No. 1 referring to S-3944, generally known as the packers' bill, and House Joint Memorial No. 2, urging the enactment of legislation imposing a duty upon importations of tax. A telegraphic communication advising me of the passage of House Joint Memorial No. 1 was received about the time the bill referred to came to a vote in the Senate. I was glad to have an expression upon this important piece of legislation from either branch of the Legislative Assembly, but did not feel that the considerations advanced in the Resolution and which has been elaborated in the debate ought to induce me to alter the attitude I had taken after a careful study of the whole subject in the light of the extensive investigation given it by congress:

I quite agree with the recital of the Resolution "That the remedy for the abuses of power and inefficient service to the public by larger concerns throughout the country lies in strict and broad-minded supervision, and not in the curtailment of production that might result from the delegating of a commission with arbitrary powers. I reached the conclusion that the measure in question provided for just such strict and broad-minded supervision and that the commission created by it was not invested with any arbitrary powers, nor I believe that the bill, if it becomes a law, will remit in the curtailment of production. On the contrary, it is stoutly maintained by its friends that by assuring to shippers fair, honest and decent treatment in the great live stock markets it will restore confidence in growers now generally distrustful and will contribute, to some extent at least, in enhancing instead of curtailing production.

I know that the stock raisers of our State have for years been complaining, and as I think with much justice, of the treatment accorded them in the live stock markets. They have particularly insisted that competition was practically eliminated. I have mis-read the sentiment prevailing in our State if it has not been well-nigh universal that these great inter-state markets so important to the livestock industry would be under government supervision and control. The bill passed by the Senate is the result of careful and conscientious work on the part of the friends of such supervision. No substitute measure by any group sincerely friendly to supervision was offered in its stead. I was unable to vote in the opposition to it any purpose except a purpose to continue the present condition of things undisturbed. I feel like adding that I was confirmed in the conclusion at which I arrived by the fact that Senator John B. Kendrick of our neighboring State of Wyoming, was one of the chief sponsors of the measure. He is, and for a number of years past, has been, the President of the National Livestock Association. His life has been devoted to the livestock business. His interests are extensive in our own state. He is known to most of the leading men in the industry in Montana for his high character, his sagacity and his sincerity, and even if I were less certain of the position I occupy, I should regard him as a very safe guide in this particular matter. I am sending to each member of the assembly a copy of the bill as it passed the Senate, and a copy of Senator Kendrick's illuminating speech on the general subject to which it deals. I shall be obliged if you will transmit to his excellency, the governor, and to the secretary of the Senate and to the clerk of the House a copy of this letter.

With assurances of the esteem in which I hold you and them, I have the honor to be,

Very truly yours, J. T. WALSH.

NOTICES.

Authors give notice, that they will on tomorrow, or some subsequent date, introduce the following bills: -

By Silver: A Bill for an Act entitled: "An Act to amend Section 2894 of the Revised Codes of Montana of 1907, relating to the general and permanent powers of Boards of County Commissioners by adding a new sub-section thereto known as "28."

By MacDonald of Silver Bow: A Bill for an Act entitled: "An Act to amend chapter 86, of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, prohibiting Gambling Games and providing for the closing of certain games for amusement and pastime, and the use of places of business of trade stimulaters upon the payment of a license to the State of Montana; and providing a penalty for the violation thereof.

By Treloar: A Bill for an Act entitled: "An Act to amend Section 4 of chapter 89 of the Acts of the Thirteenth Legislative Assembly of the State of Montana, relating to when and how a city council may make the expense of contemplated work or improvement on the streets of a city, which in the opinion of the city council is of more than local or ordinary public benefit, chargeable upon an extended district which may include lots and lands not fronting on the street or improvement and fixing the proportion of the expenses to be assessed against lots and lands fronting on the contemplated work or improvement and lots and lands situated within the extended district and not fronting on the contemplated work or improvement under certain circumstances."

By Boorman, a Bill for an Act entitled: "An Act to prevent monopoly and to empower the commissioner of insurance to reduce or adjust fire insurance rates; to provide for the organization, operation and supervision of fire insurance rate making bureaus; to provide for a review of rates and rules fixed by such bureaus; to prohibit discrimination in such rates; to regulate agreements between fire insurance companies or their agents affecting such rates; and providing a penalty for violation."

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Engrossment, to whom was referred the Bills Nos. 190, 133, 194, Sub. House Bill No. 27, and Sub. H. Joint Mem. No. 1, beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred H. B. Nos. 197, S. B. No. 75, H. J. M. No. 8, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Engrossment, to whom was referred H. B. No. 54, introduced by MacDonald of Flathead, beg leave to report same back as correctly engrossed.

Report adopted.

REID, Chairman.

Mr. Speaker: We, your Committee on Railroads and Transportation, having had under consideration, Substitute for H. B. No. 166, introduced by Committee on Railroads and Transportation, a bill for an Act entitled: "An Act to amend Section 4349, Revised Codes of Montana, 1907, relating to the rate per mile for the transportation of passengers on railroads operating in the State of Montana," respectfully report as follows: That said Substitute Bill No. 166 do

Report adopted.

BROWN (Lewis & Clark), Chairman.

Mr. Speaker: We, your Committee on Railroads and Transportation, having had under consideration H. B. No. 236, a bill for an Act entitled: "An Act for the greater safety of the traveling public by requiring all drivers of any automobile or other vehicle operated by gasoline, steam or electric power to stop to a full stop in certain cases before crossing a railroad grade crossing

where it intersects a public highway located outside of the corporate limits of incorporated cities or towns and requiring signs of dangerous grade crossings to be erected on either side thereof, and providing a penalty for the violation of the provisions of this Act," respectfully report as follows: That said H. B. No. 236 do pass.

BROWN (Lewis & Clark), Chairman

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 171, introduced by the Committee on Appropriations, a bill for an Act entitled: "An Act appropriating money for the maintenance of certain of the executive departments and the judicial department of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921," respectfully report as follows: That H. B. No. 171 be amended by striking out in Section 1, line 18, page 2, the words and figures "Sixteen Thousand Eight Hundred Ninety-nine (\$16,899.00)" and inserting in lieu thereof the words and figures "Twenty-two Thousand Six Hundred Eighty-eight (\$22,688.00)" and that, as so amended the bill do pass.

Report adopted.

BUELL, Chairman

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 172, introduced by the Committee on Appropriations, a bill for an Act entitled: "An Act appropriating money for the maintenance of certain of the executive departments and the judicial department of the State of Montana for two years, beginning July 1, 1921 and ending June 30, 1923," respectfully report as follows: That H. B. No. 172 be amended as follows: Amend Section 1, line 23, page 3, by striking out the words and figures "Forty-five Thousand Nine Hundred (\$45,900.00)" and inserting in lieu thereof the words and figures "Forty-six Thousand Two Hundred Fifty (\$46,250.00)" and that as so amended the bill do pass.

Report adopted.

BUELL, Chairman

Mr. Speaker: We, your Committee on Education, having had under consideration H. B. No. 131, by Kenyon, entitled: "An Act to amend Section 1 of the Revised Codes of 1907, relating to the apportionment of school funds by the County Superintendent of Schools," respectfully report as follows: That H. B. No. 131 do not pass.

Report adopted.

GULLIDGE, Chairman

Mr. Speaker: We, your Committee on Education, having had under consideration H. B. No. 221, by Riggs, by request, entitled: "An Act to amend Subsection 5, of Section 502, of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana relating to the office and the appointment to office of school trustees," respectfully report as follows: That H. B. No. 221 do not pass.

Report adopted.

GULLIDGE, Chairman

Mr. Speaker: We, your Committee on Education, having had under consideration H. B. No. 259, introduced by Committee on Education entitled "An Act to amend Chapter 133 of the Session Laws of the Sixteenth Legislative Assembly, being an Act to provide for the establishment of part-time school classes and to compel attendance of minors less than eighteen years of age upon such schools and classes," respectfully report as follows: That H. B. No. 259 do pass.

GULLIDGE, Chairman

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration H. B. No. 238, by Scofield, entitled: "An Act to amend Section 1 of Chapter 76, Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the letting of contracts by school trustees," respectfully report as follows: That H. B. No. 238 do not pass.

Report adopted.

GULLIDGE, Chairman

Mr. Speaker: We, your Committee on Education, having had under consideration H. B. No. 263, introduced by Committee on Education, entitled: "An Act to amend Section 105 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 1 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to repeal Section 106, paragraph and

108 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Sections 2 and 3 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to amend Section 200 and paragraph 7 of Section 202 of the Session Laws of the Thirteenth Legislative Assembly; to amend Section 202, paragraph 11 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly, as amended by Section 5 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to repeal Section 202, paragraph 14 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 5 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to amend Section 507, paragraph 3 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly; to amend Section 2, paragraph 3 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly; to repeal Sections 800 and 806 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Sections 18 and 19 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to amend Chapter IX of the Session Laws of the Thirteenth Legislative Assembly as amended by Sections 20, 21, 22, 23, 24, 25, 26 and 27 of the Session Laws of the Sixteenth Legislative Assembly; to amend Chapter X and Sections 1100, 1101 and 1105 of Chapter XI of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly; to amend Section 2002 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 32 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to amend Section 2010, paragraph 2 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly; to amend Section 2015 of the Session Laws of the Thirteenth Legislative Assembly, as amended by Section 34 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly, and being an Act relating to the school laws of the State of Montana and providing for the establishment and maintenance of a general, uniform and thorough system of public schools," respectfully report as follows: That H. B. No. 263 do pass.

Report adopted.

GULLIDGE, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 266 by Johnson of Silver Bow: A bill for an Act entitled: "An Act to provide for the registration of electors in counties of the first and second classes, and for the giving of notice to such electors of the times when registration will close and when elections will occur, and to provide for posting lists of names of registered voters by precincts, and for the form of poll books." Referred to Committee on Judiciary.

H. B. No. 267, by McDonald of Silver Bow: A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 99 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, and Sections 616 and 619 of the Revised Codes of Montana, 1907, relating to elections and voting where voting machines are used." Referred to Committee on Privileges and Elections.

H. B. No. 268 by McDonald of Silver Bow: A Bill for an Act entitled: "An Act providing for the creation of a police pension fund law in cities of the first and second class and providing for a police pension board and prescribing the duties of the said board with reference to the care and distribution of said fund." Referred to Committee on Affairs of Cities.

H. B. No. 269, introduced by Faust, a Bill for an Act entitled: "An Act to amend Section 4377 of the Revised Codes of Montana (1907) providing for the duties of the Board of Railroad Commissioners to alter classifications or rates of freight concerning railroads, providing for a public hearing and publication of notice hereof, before there shall be any increase or raise in the rate of charge for transportation of freight within the State of Montana, and providing for a remedy on complaint." Referred to Committee on Public Utilities.

H. B. No. 270, introduced by the Committee on Appropriations, without previous notice and by unanimous consent of the House, a Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of

certain of the State Boards, Commissions and departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Appropriations.

H. B. No. 271, introduced by Committee on Appropriations, without previous notice and by unanimous consent of the House, a Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Appropriations.

H. B. No. 272, introduced by Committee on Appropriations, without previous notice and by unanimous consent of the House. A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claim for public printing for the State of Montana for the year ending February 28, 1921." Referred to Committee on Appropriations.

H. B. No. 273, by Dowlin of Rosebud, without previous notice and by unanimous consent of the House. A Bill for an Act entitled: "An Act to amend Section 1, Chapter 125 of the Session Laws of the Eleventh Legislative Assembly, entitled: "An Act to provide for the Assessment of livestock, creating a migratory stock fund, and providing for the collection and distribution of fees thereon." Referred to Committee on Livestock and Public Ranges.

H. B. No. 274, by Jones: A Bill for an Act entitled: "An Act relating to the service fee of stallions and jacks, and repealing Section 5813 and Section 615 of the Revised Codes of Montana, 1907, as amended by Chapter 45 of the Laws of the Thirteenth Legislative Assembly, Approved March 1, 1913." Referred to Committee on Livestock and Public Ranges.

H. B. No. 275, introduced by Committee on Appropriations, without previous notice and by unanimous consent of the House, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana Irrigation Commission for the year ending February 28, 1921." Referred to Committee on Appropriations.

H. B. No. 276, introduced by O'Hara, without previous notice and by unanimous consent of the House, a Bill for an Act entitled: "An Act to amend Chapter 2 of the Extraordinary Session Laws of the Sixteenth Legislative Assembly of the State of Montana, being entitled: "An Act to amend Section 7 (a) of Chapter 170 of the Acts of the Fifteenth Legislative Assembly of the State of Montana, entitled: "An Act to establish a State Highway Commission, defining its powers and duties, and providing for a State Highway Commission fund and appropriating money therefor; providing for obtaining the benefits of federal aid under the act of Congress approved July 11, 1916, and repealing Chapter 78 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana." Referred to Committee on Highways.

H. B. No. 277, introduced by Brooks, without previous notice and by unanimous consent of the House, a bill for an Act entitled: "An Act appropriating money for the payment of the traveling expenses necessarily incurred of persons actually attending as delegates to the National Republican, Democratic and Progressive Conventions of 1916, and the traveling expenses necessarily incurred of persons actually attending as delegates to the National Republican and Democratic Conventions for the year 1920, and providing the method of presenting claims and the payment thereof." Referred to Committee on Appropriations.

S. B. No. 159 by Griffin: A Bill for an Act entitled: "An Act amending Section 3 of Chapter 153 of the Montana Session Laws of 1917 providing for the extermination of gophers and prescribing the manner in which the expense of exterminating the same shall be paid." Referred to Committee on Agriculture.

S. B. No. 155, by Donlan: A Bill for an Act entitled: "An Act to provide for the form, preparation and determination of budgets for the expenditure of county funds." Referred to Committee on Judiciary.

S. B. No. 161 by Burlingame: A Bill for an Act entitled: "An Act to amend Section 6131 of the Revised Codes of Montana of 1907, and Section 6132 of the Revised Codes as amended by Chapter 128 of the Laws of the Fourteenth Legislative Assembly of Montana of 1915, relating to the sale of goods, wares and merchandise in bulk." Referred to Committee on Judiciary.

B. No. 168, by Kirton: A Bill for an Act entitled: "An Act permitting the State of Montana to be made a party in actions affecting the title to real personal property in which the State of Montana has, or claims to have, an interest by virtue of moneys loaned under the provisions of Chapter 21, Laws of the Fifteenth Legislative Assembly, extraordinary session, and providing the mode of service of process." Referred to Committee on Judiciary.

COMMUNICATIONS AND PETITIONS.

The following communication was received and read at length:

RESOLUTION.

Honorable House of Representatives of the State of Montana:
 Whereas, our National Forests afford a natural breeding place and home for wild game, and,
 Whereas, upon the advent of the automobile, our National Forests are more accessible by an ever-increasing number of citizens every year, and
 Whereas, if the wild game is not protected in its natural home from the future, in the not distant future, many varieties of the larger game animals particularly, the elk will be exterminated, and
 Whereas, in the Flathead National Forest is a tract of land nearly eleven hundred (1100) square miles in area that has been classified by the Forest Department and approved by the Secretary of Agriculture as permanent retention land which is admirably adapted as a Game Sanctuary, and
 Whereas, within this tract of land is the permanent home of several herds and other large game, and
 Whereas, within this tract of land there are no homesteaders or settlers within fourteen (14) miles to the south or fifty (50) miles to the north nor used for grazing purposes by stock raisers, and
 Whereas, about two and one-half million acres of permanent retention timberland and mountains surround tracts of land where the overflow of game from the proposed game sanctuary could be hunted in season, thus affording a natural hunting ground and a perpetual reservoir to draw from and
 Whereas, the proposed Game Sanctuary would be a wonderful attraction to thousands of tourists who annually pass over the great highways to this is easily accessible and who cannot travel during the hunting season on account of cold weather and snow, and
 Whereas, on two successive meetings of the Montana State Elk Association every Elk Lodge in this State have passed resolutions, asking that such a sanctuary be created, and
 Whereas, a duly constituted committee of the Grand Lodge of Benevolent, Protective Order of Elks have petitioned Congress to create game sanctuaries for the preservation of the noblest of all animals, the elk, the prototype of our
 Therefore, Be It Resolved, that the State Legislature of the State of Montana respectfully urged and requested to memorialize Congress to create the Flathead Game Sanctuary as outlined in the attached map and description, and
 Be It Further Resolved, that a copy of these resolutions be forwarded to MacDonald, Representative from Flathead County, with the request that he use all honorable means to have such memorial passed by the Legislature.

Respectfully submitted,

I. D. RONGLIN, MAURICE A. BEAUDIN, O. G. JONES.

Committee appointed by Kalispell Lodge No. 725 B. P. O. Elks.

A motion by MacDonald (Flathead), duly seconded and carried, the above communication was referred to the Committee on Fish and Game.

THIRD READING OF HOUSE BILLS.

House Bill No. 84 by Wilcomb, having been read three several times, title and story agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blom-Bohling, Boorman, Brasier, Brooks, Brown (Lewis & Clark), Buell, Char-

ters, Chatfield, Covell, Daily, Dillavou, Dowlin (Rosebud), Dunbar, Dunn, English, Faust, Geis, Green (Dawson), Green (Flathead), Gullidge, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, MacDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Ray, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker & Clark), Skulason, Smith, Spencer, Spratt, Stevens, Swift, Treloar, Worden. Total 61.

Noes: Black, Brockway, Brown (Mineral), Cady, Carlson, Cavanaugh, Conser, Cooney, Dodds, Dowlin (Yellowstone), Fairgrieve, Felton, Gillette, Goodman, Hathaway, Haynes, Knudsvig, Larson, MacDonald (Flathead), Northey, Parsons, Peden, Penewell, Perrine, Provinse, Reid, Rouleau, Sickler, Silver, Troy, Wade. Total 32.

Absent and not voting: Crumbaker, Goodland, Hanson, Haskell, King, Lakin, Phelps, Scharnikow, Shoemaker, Snell, Wallace, Warren, Williams, Mr. Speaker. Total 15.

House Bill No. 188 by Committee on Appropriations, having been read several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Blomquist, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Felton, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Penewell, Ray, Reeves, Reid, Rickard, Rixon, Roberts, Rodgers, Rouleau, Scofield, Shoemaker (Lewis and Clark), Spratt, Swift, Treloar, Wallace, Wilcomb. Total, 69.

Noes: Brown (Mineral), Hathaway, Haynes, McQuarrie, O'Hara, Riggs, Sandy, Silver, Smith, Stevens, Stoner, Troy, Worden. Total 14.

Absent and not voting: Bohling, Chatfield, Crumbaker, Fairgrieve, Goodland, Hanson, Haskell, Hunter, Kemp, King, Lakin, Phelps, Provinse, Rhoads, Sales, Scharnikow, Shoemaker (Yellowstone), Sickler, Skulason, Snell, Wade, Warren, Williams, Mr. Speaker. Total 25.

On motion House recessed until 2:00 P. M.

AFTERNOON SESSION.

House resumed at 2:00 o'clock P. M.

Speaker pro tem in chair.

On motion, House recessed until 2:30 P. M.

House resumed.

Speaker pro tem in chair.

Upon question of quorum being present, a call of the House was demanded. On motion by Johnson of Deer Lodge, duly seconded and carried, further action under call of the House was suspended.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, referred to Committees, as follows:

H. B. No. 278, introduced by Committee on Revenue and Taxation without previous notice and by unanimous consent of the House, a bill for an act entitled: "An Act relating to and regulating the sale of coal within the State of Montana; requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this state of retailing, or selling at retail, coal of any kind, to pay to the State Treasurer, for engaging in or carrying on such occupation or business, certain license fees for the exclusive benefit of the State of Montana; fixing the amount of such license fees and prescribing a method for the assessment and collection thereof; prescribing penalties for the violation of this act; and repealing Chapter 80, Acts of the Twelfth Legislative Assembly of the State of Montana entitled: 'An Act relating to and regulating the sale of coal within the State of Montana, requiring all

persons, associations or corporations retailing, or selling at retail, coal of any kind to take out a license, and providing penalties for violation of this Act." Referred to Committee on Revenue and Taxation.

On motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Insurance, having had under consideration H. B. No. 262, a bill for an Act entitled: "An Act to regulate the construction, operation and maintenance of motion picture machines and to regulate the construction and arrangement of picture machine booths and audience seating in which motion picture exhibitions are to be given and providing penalties for failure to comply herewith," respectfully report as follows: That H. B. No. 262 do pass.

Report adopted.

DOWLIN, Chairman.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions, having had under consideration H. B. No. 269 introduced by Faust, a bill for an Act entitled: "An Act to amend Section 4377 of the Revised Codes of Montana (1907) providing for the power of the board of Railroad Commissioners to alter classifications or rates of and concerning railroads; providing for a public hearing and publication of notice thereof, before there shall be any increase or raise in the rate of charge for the transportation of freight within the State of Montana, and providing for a hearing on complaint," respectfully report as follows: That H. B. No. 269 do pass.

Report adopted.

DODDS, Chairman.

Mr. Speaker: We, your Committee on State Lands, having had under consideration Joint Senate Resolution No. 3, introduced by Donlan, respectfully report as follows: That Joint Senate Resolution No. 3 be concurred in.

Report adopted.

RODGERS, Chairman.

Mr. Speaker: We, your Committee on Highways, having had under consideration H. B. No. 214, introduced by Spencer, a bill for an Act entitled: "An Act to protect highway sign and direction boards; making such sign and direction board the property of the county in which placed; prohibiting the defacing, altering or destruction of such signs and boards; prohibiting the erecting of advertising signs similar in size and appearance with such signs and boards; prohibiting the erection of advertising signs not of value as direction boards at road intersections, or the erection of misleading signs; making the violation of this act a misdemeanor and providing a penalty therefor," respectfully report as follows: That H. B. No. 214 do pass with the following amendment: Amend Section 2 in H. B. No. 214, line 5 after the word "within" by striking out the word "and" and inserting in lieu thereof the word "one" and after the word "hundred" inserting the word "fifty" and by striking out the words "two or more" or the intersection of" after the words "intersection of" and in the seventh line of Section 2 after the word "crossing" and before the word "or" by adding the following: "without the written consent of the County Commissioners of the county in which said direction or advertising board or boards is erected; and after the word "Act" at the end of the ninth line in Section 2 the following: "and provided that this Act shall not affect direction or advertising boards erected inside of the limits of incorporated cities, towns or their environs." Provided, that County Commissioners have the power to remove any or all signs on county highways at their discretion, and as so amended, it do pass.

Report adopted.

McQUARRIE, Chairman.

The Speaker pro tem gave notice and signed in open session the following bills:

H. B. No. 64, by Silver.

H. B. No. 107, by Committee on Appropriations.

H. B. No. 87, by Committee on Appropriations.

On motion by Faust, duly seconded and carried, H. B. No. 120 was taken for third reading and referred to Committee on Revenue and Taxation.

THIRD READING OF HOUSE BILLS.

H. B. No. 187 by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Cooney, Covell, Daily, Dillavou, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Geis, Gillette, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rixon, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wilcomb, Williams, Worden. Total 78.

Noes: None.

Absent and not voting: Allen, Anderson, Austin, Beley, Bell, Charters, Conser, Crumbaker, Dowlin (Yellowstone), Faust, Felton, Green (Dawson), Gullidge, Haskell, Hunter, Jones, King, MacDonald (Flathead), McDonald (Silver Bow), O'Hara, Rickard, Riggs, Roberts, Scharnikow, Snell, Troy, Wade, Wallace, Warren, Mr. Speaker. Total 30.

H. B. No. 190, by Committee on Appropriations, having been read several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Cooney, Covell, Crumbaker, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, O'Hara, Peden, Penewell, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Rixon, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Yellowstone), Sickler, Skulason, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wilcomb, Williams, Worden, MacDonald (Flathead), McQuarrie, Ogden. Total 81.

Noes: None.

Absent and not voting: Beley, Bergeson, Bohling, Charters, Charters, Conser, English, Green (Dawson), Haskell, Hunter, Jones, King, Lakin, MacDonald (Silver Bow), Parsons, Phelps, Rickard, Roberts, Scharnikow, Shoemaker (Lewis and Clark), Silver, Smith, Snell, Wade, Wallace, Warren, Mr. Speaker. Total, 27.

H. B. No. 184, by Committee on Appropriations, having been read several times, title and history agreed to, was passed by the following vote:

Ayes: Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Carlson, Cavanaugh, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hunter, Johnson, (Deer Lodge), Johnson, (Fergus), Kemp, Kenyon, Knudsvig, Lakin, Larson, Northey, Ogden, Peden, Penewell, Phelps, Ray, Reeves, Rhoads, Rixon, Roberts, Rodgers, Rouleau, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Smith, Spencer, Stevens, Stoner, Swift, Treloar, Wilcomb, Williams. Total 73.

Noes: McQuarrie, Perrine, Sandy, Skulason, Worden. Total 5.

Absent and not voting: Allen, Anderson, Arnold, Austin, Beley, Charters, Conser, Crumbaker, Dowlin (Yellowstone), Green (Dawson), Gullidge, Haskell, Johnson (Silver Bow), Jones, King, MacDonald (Flathead), McDonald (Silver Bow), O'Hara, Parsons, Provinse, Rickard, Riggs, Scharnikow, Snell, Troy, Wade, Wallace, Warren, Mr. Speaker. Total 30.

H. B. No. 121, by Silver, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Cady, Cavanaugh, Conser, Cooney, Covell, Crumbaker,

Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Province, Ray, Reeves, Reid, Rhoads, Riggs, Rixon, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Sickler, Silver, Skulason, Snell, Spencer, Spratt, Stevens, Swift, Treloar, Wallace, Wilcomb, Worden. Total, 79.

Noes: Brown (Mineral), Carlson, Hathaway, Stoner. Total 4.

Absent and not voting: Allen, Beley, Bell, Bergeson, Brooks, Brown (Lewis and Clark), Buell, Charters, Chatfield, Dunbar, Green (Dawson), Gullidge, Haskell, Hunter, Jones, King, McDonald (Silver Bow), Rickard, Roberts, Scharnikow, Shoemaker (Yellowstone), Troy, Wade, Warren, Mr. Speaker. Total 25.

H. B. No. 38, by Appropriations Committee, having been read three several times, history and title agreed to, was passed by the following vote:

Ayes: Anderson, Austin, Berglund, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Province, Ray, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Spencer, Stevens, Swift, Treloar, Wallace, Wilcomb, Williams, Worden. Total 72.

Noes: Arnold, Hathaway, MacDonald (Flathead), Perrine, Rouleau, Sandy, Skulason, Spratt, Stoner. Total 9.

Absent and not voting: Allen, Beley, Bell, Bergeson, Brooks, Charters, Chatfield, Crumbaker, Dunbar, Faust, Green (Dawson), Gullidge, Haskell, Hunter, Jones, McDonald (Silver Bow), Phelps, Rickard, Scharnikow, Sickler, Silver, Snell, Troy, Wade, Warren, Mr. Speaker. Total 27.

H. B. No. 162, by Silver, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Brown (Mineral), Cady, Cavanaugh, Conser, Cooney, Covell, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kenyon, Knudsvig, Lakin, Larson, McQuarrie, Northey, Ogden, Parsons, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Spencer, Spratt, Stevens, Treloar, Wallace, Wilcomb, Williams. Total 75.

Noes: Carlson, Daily, Kemp, Province, Stoner, Worden. Total 6.

Absent and not voting: Allen, Beley, Bell, Black, Brooks, Buell, Charters, Chatfield, Crumbaker, Green (Dawson), Gullidge, Haskell, Hunter, Jones, King, McDonald (Flathead), McDonald (Silver Bow), O'Hara, Peden, Roberts, Scharnikow, Snell, Swift, Troy, Wade, Warren, Mr. Speaker. Total 27.

On motion, by Johnson of Deer Lodge, House resolved itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and section only and open to amendment, unless upon request of one member they be read at length.

GENERAL ORDERS.

MacDonald (Flathead) in Chair.

House resumed.

Speaker pro tem in the Chair.

The Committee reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, respectfully report as follows:

That H. B. No. 167 do pass.

H. B. No. 171 do pass.

H. B. No. 172 do pass with the following amendment: Amend Section 1 by inserting after the words "Code Commission" in line 44, the following: "including printing, binding and publishing the Revised Codes."

S. B. No. 147 be concurred in.

S. B. No. 100 be concurred in with the following amendment: Amend the title by striking out the words "State Board of Examiners" and insert in lieu thereof the word "Governor" and change the sections of the Bill to conform thereto and by striking out in line 2 the words "by resolution."

Sub. for S. B. No. 22 be concurred in as amended.

S. Joint Resolution No. 3 be concurred in.

MacDONALD (Flathead), Chairman.

MacDonald (Flathead) moved that report of the Committee of the Whole be adopted.

On substitute motion by Sickler, duly seconded and carried, Sub. S. B. No. 22 was segregated and referred to Committee on Livestock and Public Ranges; and remainder of the report of the Committee of the Whole was adopted.

On Motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Horticulture, having had under consideration H. B. No. 224, by O'Hara, a bill for an Act entitled: "An Act to amend Sections 6 and 8 of Chapter 113 of the Session Laws of the Thirteenth Legislative Assembly of Montana, entitled: 'An Act to create and establish a standard size of apple box for the State of Montana; providing for the proper labeling and numbering all apple boxes, and providing a penalty for the violation of this Act,' as amended by Chapter 57 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana," respectfully reports as follows: That H. B. No. 224 do pass.

Report adopted.

MacDONALD (Flathead), Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred H. B. Nos. 174, 74 and 145, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on New Counties and Divisions, having had under consideration H. B. No. 265 by Stevens, a Bill for an Act entitled: "An Act to repeal Chapter 226 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and all Acts amendatory thereof, relating to the creation, organization and classification of new counties," respectfully reports as follows: That H. B. No. 265 do not pass.

Report adopted.

ALLEN, Chairman.

Mr. Speaker: We, your Committee on Highways, having had under consideration H. B. No. 242, introduced by Scofield, a bill for an Act entitled: "An Act to amend Chapter 15, enacted by the extraordinary session of the Sixteenth Legislative Assembly entitled: 'A Bill for an Act to amend Sections 2, 4, 6, and 12, Chapter 111, of Chapter 141 of the Laws of the Fourteenth Legislative Assembly, as amended by Chapter 172, of the Laws of the Fifteenth Assembly, the same being known as the "General Highway Laws" relating to the classification and permanent improvement of public highways, and declaring this Act to be an emergency of and a law necessary for the immediate preservation of the public peace and safety," respectfully report as follows: That H. B. No. 242 do not pass.

Report adopted.

McQUARRIE, Chairman.

Mr. Speaker: We, your Committee on Highways, having had under consideration H. B. No. 79, introduced by Stevens, a bill for an Act entitled: "An Act

amend Section 6a of Chapter 207 of the Acts of the Sixteenth Legislative Assembly, entitled, "An Act to amend Sections 5, 6 and 12 of Chapter 75, Acts of the Fifteenth Legislative Assembly, entitled: 'An Act to provide for the registration and identification of motor vehicles and operators thereof, and providing for the regulation of all vehicles operating upon the public highways of the State and providing penalties for the violation of the provisions of this Act, and providing for the disposition of all funds collected thereunder, and repealing the provisions of Chapters 71 and 73 of the Laws of the Thirteenth Legislative Assembly,'" respectfully report as follows: That H. B. No. 79 do not pass.

Report adopted.

McQUARRIE, Chairman.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs, having had under consideration H. B. No. 213, introduced by McDonald of Silver Bow, a Bill for an Act entitled: "An Act to regulate the production, manufacture, sale, barter, exchange, distribution, dealing in, giving away, dispensing, the disposing in any manner of opium, or coca leaves, their salts, derivatives, preparations; to define drug addiction; to provide for the reporting of drug addicts, to regulate the treatment and to provide for the committal of the habitual users of such drugs; to provide for the revocation of license of habitual users; to provide that under certain conditions the possession of said drugs shall be unlawful; to provide that the State Board of Health shall be charged with the duty of enforcing said Act and granting to said Board the power to make necessary rules and regulations therefor; making an appropriation for carrying out the provisions of this Act, providing penalties for its violation and repealing all Acts in conflict herewith," respectfully report as follows: That H. B. No. 213 be amended as follows: In Line 5 of Section 1, after the word "a" insert the words "physician duly licensed to practice medicine in Montana" and the same words to be added wherever the words "licensed physician" appears in any section of this Bill. Also strike out Section 5 in its entirety and re-number the following sections. With these amendments we respectfully report that bill be referred to appropriation Committee and that it do pass.

Report adopted.

RHOADS, Chairman.

On motion House reverted to Order of Business No. 2.

NOTICES.

Authors gave notice, that they will on tomorrow or some subsequent date introduce the following bills:

By Dowlin of Rosebud: A Bill for an Act entitled: "An Act to create the County of Joe Brown, designate its boundaries and provide for its organization and government, and to change the boundaries of Rosebud and Big Horn and Powder River Counties to conform thereto."

By Arnold: A Bill for an Act entitled: "An Act to create the County of Edwater, designate its boundaries and provide for its organization and government, and to change the boundaries of Dawson, Richland and McCone Counties to conform thereto."

On motion, House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF SAME.

The following bills were introduced, read first and second times, and referred to committees, as follows:

H. B. No. 279, introduced by Committee on Insurance, without previous notice and unanimous consent of the House. A Bill for an Act entitled: "An Act to regulate the storage, transportation, sale and use of gasoline, volatile oils and inflammable liquids, and providing a penalty for the violation thereof." Referred to Committee on Insurance.

H. Joint Memorial No. 14, introduced by Austin, without previous notice and unanimous consent of the House. A Bill for an Act entitled: "Memorial to the Congress of the United States to enact such legislation as may be necessary to impose an import duty on chrome ore for the protection of producers of chrome ore within the United States." Referred to Committee on Mines and Lining.

H. J. M. No. 13, by MacDonald, of Flathead, being a Memorial directed to the Interstate Commerce Commission, calling attention to prohibitory freight rate on a certain commodity from Montana to terminal eastern markets, and praying that the present rate of 76 cents per hundred be reduced to 46 cents per cwt. Resolution adopted.

On motion House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

Upon motion by McQuarrie, duly seconded and carried, rule 32 was suspended and all bills from now on were to be introduced without previous notice.

Upon motion by Reid, duly seconded and carried, S. B. No. 156 was taken from special order of business for tomorrow at 11:00 o'clock and re-referred to the Committee on Fairs and Expositions.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, House adjourned until 10:30 o'clock A. M., Saturday.

Attest:

R. H. WIEDMAN, Chief Clerk.

FRED L. GIBSON, Speaker.

FORTY-FIRST DAY

House of Representatives, February 12th, 1921.

House met at 10:30 A. M. pursuant to adjournment.

Speaker Pro Tem in chair.

Prayer by Chaplain.

Roll called and all present except Roberts, Sickler, Wilcomb, Williams and Mr. Speaker.

Bergeson, Covell, Daily, Haskell, Hunter, King, Riggs, Snell, Scharniko, Warren, and Wade excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for the Fortieth day, and have found the same to be correct.

JOHNSON, of Silver Bow, Chairman.

Report adopted:

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion duly seconded and carried, were considered as read at length:

February 11, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and passed, title agreed to and the same are herewith transmitted to the House for concurrence.

Senate Bills No. 113, 165, 184, 182, 181, 193.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 11, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were read third time and concurred in, title agreed to, and are herewith returned to the House:

House Bills Nos. 92, 122 and 124.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 11, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that following bills were introduced, read first and second times and referred to committees designated:

Senate Bill No. 231, by Hefferlin, A Bill for an Act entitled: "An Act amending Sections 807 and 1300 of chapter 76 of the Session Laws of the nineteenth Legislative Assembly of the State of Montana, relating to the observance of Legal Holidays in the schools of the State; prescribing on which holidays school shall not be held; prescribing the rights and duties of teachers on such holidays; and repealing all acts and parts of acts in conflict therewith." Referred to Committee on Education.

Senate Bill No. 232, by Kinney, a Bill for an Act entitled: "An Act amending section 4117 of the Revised Codes of Montana of 1907 relating to the investment of reserves of life insurance companies in securities in the State of Montana, and providing for the valuation of policies of such companies and prescribing the duties of the State Auditor and Superintendent of Banks in connection with the same." Referred to Committee on Judiciary.

Senate Bill No. 233, by Coburn, a Bill for an Act entitled: "An Act to provide a lien on growing crops and grain threshed therefrom for the purchase of assessment or money due for Hail Insurance for the protection of such crops for the then current year." Referred to Committee on Judiciary.

Senate Bill No. 234, by Page, a Bill for an Act entitled: "An Act repealing chapter 51, laws of the Sixteenth Legislative Assembly of the State of Montana, relating to the classification of Taxable property for the purposes of taxation." Referred to Committee on Taxation.

Senate Bill No. 235, by Heren, a Bill for an Act entitled: "An Act regulating the leasing of mineral, coal, oil, or gas lands belonging to the State." Referred to Committee on Oils and Leases.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 11, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that following Committees reported as follows:

Committee on Engrossed Bills reported Senate Bills No. 165, 181, 182, 184, correctly engrossed.

Committee on Printing reported Senate Bill No. 188 correctly printed.

Committee on Judiciary reported House Bill No. 61 by Blomquist, "An Act prohibiting the making, disseminating, circulating, publishing or placing before the public in any other manner, false or fraudulent advertising in connection with the sale of merchandise, securities, service, etc., and recommended that said bill be concurred in.

Also Senate Bill No. 183 by Coburn, "An Act amending Section 7891, of the Revised Codes of Montana as amended by Chapter 41 of the Session Laws of 1913, relating to the competency of witnesses," and recommended that said bill do pass.

Also Senate Bill No. 227, by Burlingame, "An Act authorizing County Treasurers to execute satisfaction of mortgages or other security received by counties under Chapter 8 of the laws of the Sixteenth Extraordinary Session of the Legislature of Montana of 1919," and recommended that said bill do pass.

Also Senate Bill No. 179, by Edwards, "An Act to amend section 6521 of the Revised Codes of 1907 relative to the manner of publication of summons in action," and recommended that said bill be amended by striking out in sections 6, 7, and 8 of section 1, the following words: "The official newspaper of the county if there has been one designated by the Board of County Commissioners," and inserting in lieu thereof the words: "Such newspaper of general circulation, published in the county seat of the county and designated by the sheriff or his attorney." Strike out section 3, and that as so amended the bill do pass.

Also Senate Bill No. 178, by Edwards, "An Act to amend Section chapter 86 of the Laws of the Thirteenth Legislative Assembly relative to procedure and practice of the foreclosure of chattel mortgages," and recommend that said bill be amended by striking out in line 35, page 1, the words, "official paper of the county," and inserting in lieu thereof the words, "a newspaper of general circulation published in the county and designated by mortgagee or his agent"; strike out in line 37, page 1, and line 1 page 2, the words "three weeks" and insert in lieu thereof the words "one week." Strike out Section 3, and that as so amended the bill do pass.

Also Senate Bill No. 151, by Greenup, "An Act relating to taxation, regarding the making of statements of taxable property to the County Assessor, providing for the publication of lists of taxpayers and taxable property, fixing time and method of collecting taxes and giving notice of delinquent taxes and prescribing a penalty for delinquent taxes, etc.," and recommended the same be referred to the General File, without further recommendation on the part of the committee.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 11, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Burlingame, duly seconded and carried Senate Bill No. 163 was returned to the House; that upon motion by Senator Larson, duly seconded and carried, Senate Bill No. 108 was referred to the Committee on Counties and Towns and Municipal Corporations.

Upon motion of Senator Edwards and by the vote of the Senate, the Senate concurred in House amendments to Senate Bill No. 101.

Upon motion of Senator Lenthold and by the vote of the Senate, the Senate concurred in House amendments to Senate Bill No. 137.

Upon motion of Senator Junod and by the vote of the Senate, the Senate concurred in House amendments to Sub. Senate Bill No. 121.

Upon motion of Senator Larson and by the vote of the Senate, the Senate concurred in House amendments to Senate Bill No. 106.

Upon motion, duly made, seconded and carried the President appointed Senators Harmon, Henderson and Greenup, as a committee to draft resolutions on the life and achievements of Abraham Lincoln.

Upon motion of Senator Burlingame, duly seconded and carried, Senate Bill No. 221 was re-referred to the Judiciary Committee.

Upon motion of Senator Greening, duly seconded and carried, Senate Bill No. 180 was taken from General File and placed on General File for tomorrow.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 11, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File, respectfully report that we have had under consideration:

House Bill No. 92 and recommend that same be concurred in.

House Bill No. 122 and recommend that same be concurred in.

House Bill No. 124 and recommend that same be concurred in.

Sub. for Senate Bill No. 109 and recommend that same be amended as follows: Amend section 2 by striking out in line two (2) the words "sell," "lend." Amend section 6 by striking out in line 4 the word "sacrilegious." Amend by striking out all of section 22 after the word "dollars" in line 1. Amend section 24 in line three (3) after the word "Fraternal" add the words "business" and in line four (4) after the word "learning," add the words "business institution or individual." Amend section 26 by striking out the word "March" and insert the word "July." Amend section 18 in line 3 by striking out the words "to lease" and as amended recommend that the same do pass.

Senate Bill No. 202 and recommend that same do pass.

Senate Bill No. 192 and recommend that same do pass.

Senate Bill No. 177 and recommend that same be amended by striking out last section thereof and as amended recommend that same do pass.

PARKER, Chairman.

It was moved by Senator Parker that the above report be adopted.

Moved by Senator Cone as a substitute motion, duly seconded and carried.

Sub. for Senate Bill No. 109 be segregated from the report and referred to the Judiciary Committee.

The report as amended was thereupon adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read in the House.

Rotary Club of Great Falls, February 9th, 1921.

Members of Senate and House of Representatives, Helena, Montana.

The Great Falls Rotary Club, whose membership includes eighty business and professional men of Great Falls, today passed a unanimous resolution expressing confidence in, and approval of the present state highway commission and its highway engineer, and asking that its form of organization be not changed. We are particularly opposed to a one-man commission, either in fact or effect. We are also opposed to removing the control of State Road Funds from the State Highway Commission believing that ample funds are necessary to the maintenance of our State Highway system.

The club would be very glad indeed, to have you represent our ideas in this important matter.

Very truly yours,

I. W. CHURCH, Vice-President.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 175, 134, 164, 126, beg leave to report that the same have this date returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration S. B. No. 187, entitled: "An Emergency Act authorizing the acceptance of warrants of the State of Montana in payment of all taxes, fees, charges and obligations due the State.", respectfully report as follows: "That S. B. No. 187 be amended as follows: Amend Section 2 by adding thereto the following: 'Provided that any person tendering warrants to the State of Montana as herein provided shall at the same time file with the officer receiving the same an affidavit that such person has not, nor has any other person, to his knowledge purchased or obtained said warrants at a discount from the original payee named therein, and provided, further, that if any person tendering State Warrants as provided in this Act fails to make the affidavit provided for, payment by such warrants shall be refused.' And when so amended the bill be concurred in."

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration Senate Bill No. 86, entitled: "An Act relating to the codification and General Revision of the Laws of Montana.", respectfully report as follows: "That S. B. No. 86 be concurred in."

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 237, entitled: "An Act to amend Section 6632 of the Revised Codes of Montana as amended by Chapter 85 of the Twelfth Legislative Assembly of the State of Montana, relating to the serving of Writs of Attachment to repeal all Acts and parts of Acts in conflict therewith" respectfully report as follows: That H. B. No. 237 be amended as follows: Amend line 4 of Section 3 by adding after the word "person" the words "and such personal property so in the possession of a third person." Amend sub-section 7 of Section

1 as follows: by striking out original Section and inserting in lieu thereof the following: "(7). Growing crops may be attached by filing a copy of the writ of attachment with the county clerk and recorder, together with a note describing the crops to be attached; the description of the lands upon which said crops are growing; the name of the person in whom title to said land stands and the name of the defendant; which said notice shall contain a statement that said crops are attached and a copy of said notice shall be served upon the person in possession of said described lands." And when so amended the bill do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 208, entitled: "An Act prescribing the duties of Sheriffs, Deputy Sheriffs, County Attorneys, Deputy County Attorneys, Constables, Mayors, City Attorneys, Marshals, and Police Officers and providing for their removal from office for failure, neglect or refusal to perform such duties, and prescribing the procedure for such removal and the evidence necessary for a prima facie case for such removal.", respectfully report as follows: That H. B. No. 208 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 169, entitled: "An Act to amend Sections 7440, 7645, and 7646 of the Revised Codes of Montana of 1907, dealing with notice of application for letters of administration, settlement of accounts, and final settlement of estates in probate proceedings", respectfully report as follows: That H. B. No. 169 do not pass.

Report adopted.

O'HARA, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

S. B. No. 165, introduced by Burlingame. A Bill for an Act entitled: "An Act to repeal Chapter 96 of the Laws of the Eleventh Legislative Assembly of the State of Montana, and to punish the making or use of false statements to obtain credit." Referred to Committee on Judiciary.

S. B. No. 181, introduced by Gibson. A Bill for an Act entitled: "An Act to amend Section 65, Chapter 146, of the Session Laws of the Eleventh Legislative Assembly of the State of Montana as amended by Chapter 145 of the Session Laws of the Fourteenth Legislative Assembly, relating to and providing for the keeping of books and records by irrigation districts and the inspection thereof by the State Examiner and officers and employees of the United States Government, and prescribing the duties and compensation of the Secretary of the Board and duties of the County Treasurer and the County Attorney, and prescribing penalties for a failure to comply with the provisions of this Act." Referred to Committee on Irrigation and Water Rights.

S. B. No. 182, introduced by Committee on Finance and Claims. A Bill for an Act entitled: "An Act authorizing the transfer of money in certain special State Bond Funds to the General Fund of the State." Referred to Committee on Ways and Means.

Sub. for S. B. No. 113, introduced by Harmon. A Bill for an Act entitled: "An Act to provide for the Formation of Co-operative Agricultural or Horticultural Associations, instituted for the purpose of mutual help, and not conducted for profit, and for other purposes." Referred to Committee on Agriculture.

S. B. No. 193, introduced by Donlan. A Bill for an Act entitled: "An Act to amend Section 2(a) of Chapter 96 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana, known as the Workmen's Compensation Act, as amended by Chapter 95, of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to the salary of the Chairman of the Industrial Accident Board." Referred to Committee on State Boards and Officers.

S. B. No. 184, introduced by Slattery. A Bill for an Act entitled: "An Act

authorizing the issuance of alias writs of attachments by district courts." Referred to Judiciary Committee.

H. B. No. 280, introduced by McDonald of Silver Bow. A Bill for an Act entitled: "An Act to amend Chapter 86, of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana; prohibiting gambling games; and providing for the playing of certain games for amusement and pastime, and the use in places of trade stimulants upon the payment of a license to the State of Montana; and providing a penalty for the violation thereof." Referred to Committee on Affairs of Cities.

H. B. No. 281, introduced by Silver. A Bill for an Act entitled: "An Act to amend Section 2894 of the Revised Codes of Montana of 1907, relating to the general and permanent powers of boards of county commissioners by adding a new sub-section thereto to be known as twenty eight." Referred to Committee on Judiciary.

H. B. No. 282, introduced by Committee on Appropriations. A Bill for an Act entitled: "An Act regulating the form, style and manner of computation State Printing." Referred to Committee on Appropriations.

H. B. No. 283, introduced by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the payment of salaries and expenses of district judges, salaries of county attorneys, and for transportation of prisoners for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Appropriations.

H. B. No. 284, by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the payment of salaries and expenses of District Judges, salaries County Attorneys, and for transportation of prisoners for the period beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Appropriations.

H. B. No. 285, by Phelps. A Bill for an Act entitled: "An Act to amend Section 5815 of the Revised Codes of Montana of 1907 as amended by Chapter 6 of the Session Laws of the Thirteenth Legislative Assembly relating to liens on services of stallions or jacks and providing a penalty for the violation of this act." Referred to Committee on Livestock and Public Ranges.

H. B. No. 286, by Dunbar. A Bill for an Act entitled: "An Act repealing Chapter 150 of the Session Laws of the Fifteenth Legislative Assembly of 1917, approved by the people at the General Election held November 5, 1918, authorizing the State of Montana to issue bonds in the sum of \$250,000 for the purchasing or building of a terminal grain elevator." Referred to Committee on Agriculture.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from the Standing Committees:

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 225, introduced by Committee on Public Morals, Charities and Reforms. Bill for an Act entitled: "An Act abolishing the Bureau of Child and Animal Protection, and establishing a Children's Bureau in lieu thereof, etc." beg to report same back to the House with the recommendation that it do not pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 272, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims for public printing for the State of Montana for the year ending February 28, 1921." beg to report same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 277, a Bill for an Act entitled: "An Act appropriating money for the payment of the traveling expenses necessarily incurred of persons actually attending as delegates to the National Republican, Democratic and Progressive Conventions of 1916, and the traveling expenses necessarily incurred of persons actually attending as delegates to the National Republican and Democratic Conventions for the year 1920, and providing the method of presenting claims and

the payment thereof," beg to report same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations to whom was referred H. B. No. 275, a Bill for an Act entitled, "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana Irrigation Commission for the year ending February 28, 1921" beg to report back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

MOTIONS AND RESOLUTIONS.

Upon motion, duly seconded and carried, H. B. No. 131 which was taken from General Orders yesterday was now placed on General Orders.

Upon motion by Conser, duly seconded and carried, H. B. No. 192 which was taken from General Orders and made a special order of business for Monday was now placed on General Orders for today.

Upon motion by Dowlin, duly seconded and carried, S. B. No. 100 was taken from Third Reading and re-referred to General Orders.

A motion was made by Wallace, duly seconded and carried, that a committee of three be appointed to await upon the sick members of the House.

On motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following resolution was received and read in the House, and, on motion duly seconded and carried, was adopted:

RESOLUTION.

Whereas, this day, the twelfth of February, 1921, is the one hundred twelfth anniversary of the birth of Abraham Lincoln, one of the greatest of all Americans, and,

Whereas, Abraham Lincoln, preserved to us and our children a nation of all the people, undivided, and truly free, and

Whereas, his strength of character, his humanity, and his enlightened spirit have guided the development of free peoples throughout the world,

Therefore, Be It Resolved: By the House of Representatives of the Seventeenth Legislative Assembly of the State of Montana that we express our reverence for the memory of this great American; for his attachment to the cause of liberty and equality of rights under the flag; and that in these times of reconstruction after the greatest conflict in all history, we especially commend his broadmindedness, his clearness of vision and his humanity.

JOHNSON (Deer Lodge),

CLAIR STONER,

DODDS (Flathead).

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Internal Improvements having had under consideration S. B. No. 107, entitled: "An Act to provide for the creation, organization, government and extension of drainage districts, to prescribe the rights, powers and duties thereof; to provide for the construction, maintenance and control thereby of drains; to provide for the payment therefor; to provide for the assessment and collection of taxes and assessments therefor; and repealing, with certain reservations, Chapter 147 of the Session Laws of 1916, Chapter 144 of the Session Laws of 1909, Sections 2403 to 2497, and all Acts and parts of Acts in conflict herewith," respectfully report as follows: That S. B. No. 107 be referred to the Committee on Irrigation and Water Rights.

Report adopted.

RICKARD, Chairman.

(Pursuant to above report S. B. No. 107 was re-referred to Committee on Irrigation and Water Rights.)

THIRD READING OF SENATE BILLS.

S. B. No. 147, by Slattery, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Black, Blomquist, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Charters, Chatfield, Conser, Cooney, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Rixon, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Spencer, Spratt, Swift, Treloar, Troy, Wallace, Williams, Worden. Total, 77.

Noes: Brown (Mineral), Carlson, Jones, Smith, Stoner. Total, 5.

Absent and not voting: Beley, Bergeson, Berglin, Bohling, Brasier, Covell, Daily, Felton, Goodland, Haskell, Hathaway, Hunter, King, Peden, Penewell, Riggs, Roberts, Rouleau, Scharnikow, Sickler, Snell, Stevens, Wade, Warren, Wilcomb, Mr. Speaker. Total, 26.

Sub. J. S. Memorial No. 3, by Donlan, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Blomquist, Boorman, Brockway, Allen, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodman, Green (Flathead), Green (Dawson), Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Rixon, Rodgers, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Worden. Total 76.

Noes: None.

Absent and not voting: Bergeson, Berglin, Black, Bohling, Brasier, Brooks, Covell, Daily, Faust, Goodland, Gullidge, Haskell, Hunter, King, McQuarrie, Northey, Rhoads, Riggs, Roberts, Rouleau, Sales, Scharnikow, Sickler, Silver, Smith, Snell, Stevens, Wade, Warren, Wilcomb, Williams, Mr. Speaker. Total, 32.

THIRD READING OF SENATE BILLS.

The Senate Amendments to H. B. No. 41, by Silver, were concurred in by the House, by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Black, Blomquist, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Charters, Conser, Cooney, Crumbaker, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Rixon, Rodgers, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Worden. Total, 77.

Noes: None.

Absent and not voting: Bergeson, Berglin, Bohling, Boorman, Brasier, Buell, Cavanaugh, Chatfield, Covell, Daily, Dowlin (Rosebud), Fairgrieve, Gillette, Haskell, Hunter, King, Peden, Ray, Riggs, Roberts, Rouleau, Sales, Scharnikow, Sickler, Snell, Stevens, Wade, Warren, Wilcomb, Williams, Mr. Speaker. Total, 31.

Sub. H. B. No. 54, by MacDonald (Flathead), having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Black, Blomquist, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Charters, Chatfield, Conser, Cooney, Crumbaker, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Rixon, Rodgers, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Worden. Total, 77.

Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Charters, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Cooney, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perine, Phelps, Provinse, Reeves, Reid, Rixon, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Worden. Total, 72.

Noes: None.

Absent and not voting: Bergeson, Berglin, Black, Boorman, Brasier, Buell, Cavanaugh, Chatfield, Covell, Daily, Dowlin (Yellowstone), Fairgrieve, Gullidge, Haskell, Hunter, King, Larson, McDonald (Silver Bow), Parsons, Ray, Rhoads, Rickard, Riggs, Roberts, Rouleau, Scharnikow, Shoemaker (Yellowstone), Sickler, Silver, Snell, Stevens, Wade, Warren, Wilcomb, Williams. Mr. Speaker. Total, 33.

H. B. No. 133, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Blomquist, Boorman, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Charters, Conser, Cooney, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, O'Hara, Parsons, Peden, Penewell, Perine, Phelps, Provinse, Reeves, Rickard, Rixon, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Spratt, Stoner, Swift, Treloar, Troy, Worden. Total, 73.

Noes: None.

Absent and not voting: Bergeson, Berglin, Black, Bohling, Brasier, Brooks, Buell, Cavanaugh, Chatfield, Daily, Gullidge, Haskell, Hunter, Jones, King, McQuarrie, Ogden, Ray, Reid, Rhoads, Riggs, Roberts, Rouleau, Scharnikow, Skulason, Smith, Snell, Spencer, Stevens, Wade, Wallace, Warren, Wilcomb, Williams, Mr. Speaker. Total, 35.

H. B. No. 194, by Revenue and Taxation Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Black, Blomquist, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Chatfield, Conser, Cooney, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Rhoads, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Worden. Total, 69.

Noes: None.

Absent and not voting: Anderson, Beley, Bergeson, Berglin, Bohling, Boorman, Brasier, Brown (Mineral), Cavanaugh, Charters, Covell, Crumbaker, Dunn, Fairgrieve, Faust, Felton, Haskell, Hunter, King, Peden, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rouleau, Scharnikow, Sickler, Snell, Stevens, Wade, Wilcomb, Williams, Mr. Speaker. Total, 39.

Sub. for H. J. Memorial No. 3, having been read three several times, title and history agreed to, was adopted by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Black, Blomquist, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Charters, Conser, Cooney, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knuds-

Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Provinse, Reid, Rhoads, Rixon, Rodgers, Sandy, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Worden. Total, 73.

Noes: None.

Absent and not voting: Bergeson, Berglin, Bohling, Boorman, Brasier, Buell, Carlson, Cavanaugh, Chatfield, Covell, Daily, Dowlin (Yellowstone), Fair-
eave, Haskell, Hunter, King, Perrine, Ray, Reeves, Rickard, Riggs, Roberts, Rouleau, Sales, Scharnikow, Shoemaker (Yellowstone), Sickler, Snell, Spencer, Stevens, Wade, Warren, Wilcomb, Williams, Mr. Speaker. Total, 35.

Sub. H. B. No. 27, by Judiciary Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Black, Blomquist, Boorman, Brock-
y, Brooks, Brown (Lewis and Clark), Buell, Charters, Cooney, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Faust, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Lakin, Larson, Mac-
nald (Flathead), McDonald (Silver Bow), Ogden, O'Hara, Persons, Peden, Penewell, Perrine, Reeves, Rhoads, Rickard, Rodgers, Sales, Scofield, Shoemaker
Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Spencer, Spratt, Swift, Treloar, Troy, Wallace, Williams, Worden. Total, 62.

Noes: Austin, Bell, Brown (Mineral), Cady, Carlson, Chatfield, Conser, Dunbaker, Gullidge, Hathaway, Haynes, Jones, Knudsvig, McQuarrie, Northey, Phelps, Provinse, Reid, Sandy, Smith, Stoner. Total, 21.

Absent and not voting: Bergeson, Berglin, Bohling, Brasier, Cavanaugh, Buell, Daily, Dunbar, Fairgrieve, Felton, Haskell, Hunter, King, Ray, Riggs, Roberts, Rouleau, Scharnikow, Sickler, Snell, Stevens, Wade, Warren, Wilcomb, Mr. Speaker. Total, 25.

House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 287, by Skulason. A Bill for an Act entitled: "An Act to prevent the waste and flow of water from artesian wells, and prescribing penalties therefor, and defining waste and artesian wells." Referred to Committee on Judiciary.

On motion House recessed until 2:00 o'clock P. M.

AFTERNOON SESSION.

House resumed at 2:00 P. M.

Speaker Pro Tem in the chair.

Upon motion by Dillavou, duly seconded and carried, House now resolved itself into a Committee of the Whole for the consideration of General Orders, bills to be read by title and section number only and open to amendment, except upon demand of any one member that they be read at length.

GENERAL ORDERS.

Black in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Business on General Orders, respectfully report as follows:

That H. B. No. 197 do pass.

H. B. No. 145 do pass.

H. B. No. 174 do pass.

H. B. No. 74 have the enacting clause stricken therefrom.

That action be postponed indefinitely on H. J. Res. No. 8.

Sub. H. B. No. 75 do pass.

H. B. No. 139, do pass with the following amendment:

"Amend Section 2 by striking out in line 2 the words "said Board" where such words first appear and insert in lieu thereof the words "State Board of Examiners" so that lines 1 and 2 shall read "The Secretary of the State Board of Health, subject to the approval of the State Board of Examiners, etc."

Amend Section 2 by striking out in line 2 the words "budget of said Board" and insert in lieu thereof the words "budget of the State Board of Health".

Amend Section 2 by adding in line 4 of the printed bill after the word "and" the following: "Provided that all probation officers, public health nurses, and other officers heretofore authorized by law or hereafter authorized by law to care for, protect and supervise dependent, neglected or delinquent children, are hereby constituted deputies under the child welfare division of the State Board of Health for the purpose of carrying out the provisions of this Act."

H. B. No. 192 do pass with the following amendment:

Section 1, line 4 of H. B. No. 192, amend by striking out the word "ph" following the words "preceding year" and inserting in lieu thereof the words "in excess of"; and following the words: "Three percent (3%)" insert the words "of such levy".

BLACK, Chairman.

Black moved the adoption of the report of the Committee of the Whole.

A Sub. Motion by Skulason, that H. B. 192 be segregated from report of Committee of the Whole and remainder of report adopted, was carried by the following roll call:

Ayes: Arnold, Blomquist, Boorman, Brown (Lewis and Clark), Brown (Mineral), Buell, Conser, Cooney, Dodds, Fairgrieve, Felton, Gillette, Gray (Dawson), Hanson, Haynes, Johnson (Fergus), Jones, Kemp, Kenyon, Knudson, Larson, McQuarrie, Northey, O'Hara, Parsons, Peden, Perrine, Phelps, R. Reeves, Rodgers, Sandy, Shoemaker (Lewis and Clark), Sickler, Skulason, Spencer, Spratt, Swift, Troy. Total, 39.

Noes: Allen, Austin, Beley, Bell, Black, Brockway, Brooks, Cady, Carlson, Cavanaugh, Dillavon, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Dunn, English, Goodland, Goodman, Gullidge, Hathaway, Hills, Johnson (Deer Lodge), Johnson (Silver Bow), Lakin, MacDonald (Flathead), McDonald (Silver Bow), Ogden, Penewell, Provinse, Rixon, Sales, Scofield, Shoemaker (Yellowstone), Silver, Stoner, Treloar. Total, 36.

Absent and not voting: Anderson, Bergeson, Berglin, Bohling, Brasch, Charters, Chatfield, Covell, Crumbaker, Daily, Faust, Geis, Green (Flathead), Haskell, Hunter, King, Reid, Rhoads, Rickard, Riggs, Roberts, Rouleau, Schinikow, Smith, Snell, Stevens, Wade, Wallace, Warren, Wilcomb, Williams, Wenden, Mr. Speaker. Total, 33.

Thereupon the remainder of the report of Committee of the Whole was adopted.

The Speaker Pro Tem gave notice and signed in open session the following bills:

S. Res. No. 2 by Siegfriedt.

S. J. Mem. No. 1 by Hefferlin.

S. B. No. 148 by Booth.

S. B. No. 160 by Hazelbaker.

Sub. S. B. No. 116 by Leuthold.

S. B. No. 125 by Griffin.

On motion House reverted to Order of Business No. 6.

NOTICES AND RESOLUTIONS.

The following motion was read in the House:

Mr. Speaker: I move you that leave of absence be granted to the Speaker of the House and that the records show that such leave was granted Feb. 14, 1921, and that furthermore this leave of absence be continued until such time as he returns.

JOHNSON of Deer Lodge.

The motion was duly seconded and carried.

On motion of Skulason, duly seconded and carried, H. B. No. 74 was referred to Committee on Public Morals and Charities and Reforms.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, House resolved itself into a Committee of the Whole, all bills to be read by title and section number only and open to amendment, unless upon demand of any one member that they be read at length.

GENERAL ORDERS.

Black in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr Speaker: We, your Committee of the Whole having had under consideration Business on General Orders, respectfully report as follows:

That: Senate Bill No. 100 be concurred in, with the following amendment:

Amend Section 1 by striking out in line 1 the word "Governor" and insert in lieu thereof the words "State Board of Examiners" and that the bill be made to conform to this amendment.

Amend Section 1 by striking out in line 3 and 5 the word "deputies".

S. B. No. 86 be concurred in.

S. B. No. 187 have the enacting clause stricken therefrom.

Report adopted.

BLACK, Chairman.

Pursuant to motion made by Wallace, that a committee of three be appointed to visit the sick members, the Speaker Pro Tem appointed the following: Rhoads, Wallace and Green of Flathead.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from the Standing Committees:

Mr. Speaker: We, your Committee on Printing, to whom was referred H. B. Nos. 234, 211, 218, 253 and 176 beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred H. B. Nos. 232, 6, 185, 209, H. J. M. 9, 186, 223, H. J. M. 10, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Federal Relations having had under consideration H. J. Mem. No. 11, a Memorial to the United States Senate and House of Representatives framed for the passage of Legislation providing for the opening of the Belknap Indian Reservation and the allotment of the lands embraced therein, respectfully report as follows: That H. J. Mem. No. 11 do pass.

Report adopted.

KNUDSVIG, Chairman.

Mr. Speaker: We, your Committee on Affairs of Cities having had under consideration H. B. No. 104, introduced by Snell, a Bill for an Act entitled: An Act regarding the appointment, organization, management, control, and discipline of the police department of cities and towns, and providing for the term of office and compensation of the members thereof and repealing Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, of the Chapter 136 of the Session Laws of the State of Montana, in the year 1907, the same being Sections 3304 to 3310 inclusive, of Chapter three (3) of the Article Six (6) of the Revised Codes of the State of Montana", respectfully report a substitute Bill for H. B. No. 104, introduced by Affairs of Cities, entitled: A Bill for an Act entitled, "An Act to amend Sections 3306 and 3308 of the Revised Codes of Montana of 1907 relating to the Department of Police of Cities and Towns", be substituted for H. B. No. 104 and that said substitute bill be ordered printed and placed on General Orders.

Report adopted.

TOM McDONALD, Chairman.

Mr. Speaker: We, your Committee on Affairs of Cities having had under consideration H. B. No. 280, introduced by McDonald, a Bill for an Act entitled:

"An Act to amend Chapter 86, of the Session Laws of the Fifteenth Legislature of the State of Montana; prohibiting gambling games, and providing for the playing of certain games for amusement and pastime, and the use of places of business of trade stimulants upon the payment of a license to the State of Montana; and providing a penalty for the violation thereof.", respectively report as follows: That H. B. No. 280 be reported back to the House with the recommendation that it do pass.

Report adopted.

McDONALD (Silver Bow), Chairman.

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration H. B. No. 191, introduced by Sickler, a Bill for an Act entitled: "An Act amending Sections 9391, 9393, and 9394 of the Revised Codes of Montana of 1907, pertaining to the punishment of death, how inflicted, execution thereof, and designating the place where such execution shall take place and prescribing the duties of the state prison board," respectfully report as follows: In section 19, section 6, after the word "penalty" strike out balance of paragraph and insert in lieu thereof, "and the punishment of death when pronounced by sentence in this State, must in each and every case be inflicted by the warden of the State Penitentiary, in the room and place, and with the appliances aforesaid, that as so amended recommend that it do pass.

Report adopted.

McDONALD, Silver Bow, Chairman.

Mr. Speaker:

We, your Committee on Public Morals, having had under consideration H. B. No. 251, by Kenyon, entitled: "An Act prohibiting the employment of Caucasian females in any restaurant, hotel, boarding house, rooming house, lodging house, laundry, manufacturing or mercantile establishment owned, conducted, or managed by any Chinaman or Japanese," respectfully report as follows: That H. B. No. 251 do not pass.

Report adopted.

HATHAWAY, Chairman.

The Speaker Pro Tem gave notice and signed in open session the following bills:

H. B. No. 92 by Committee on Appropriation.

H. B. No. 124 by Committee on Appropriation.

H. B. No. 16 by Treloar.

On motion by Johnson (Deer Lodge), duly seconded and carried, the House adjourned until 1:00 o'clock Monday, February 14th.

Attest:

FRED L. GIBSON, Speaker.

H. R. WIEDMAN, Chief Clerk.

FORTY-THIRD DAY

House of Representatives, February 14, 1921.

House met at 1:00 P. M. pursuant to adjournment.

Speaker Pro Tem in chair.

Prayer by Chaplain.

Roll called and all present except: Blomquist, Brockway, Dowlin (Rosebud), Dowlin (Yellowstone), King, Scharnikow, Sickler, Williams, Mr. Speaker, Stevens and Warren excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for the Forty-First day, and have found the same to be correct.

Report adopted.

JOHNSON, of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion, duly seconded and carried, were considered as having been read at length.

February 12, 1921.

r. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second time, and reported to the committees designated.

House Joint Memorial 13, by MacDonald of Flathead being a memorial directed to the Interstate Commerce Commission calling attention to prohibitory freight rates on certain commodities from Montana to terminal eastern markets and praying that the present rates of 76c per hundred be reduced to 46c per hundred which resolution was upon motion duly seconded and carried, concurred in.

House Bill No. 84, by Wilcomb, an Act to punish false and injurious statements affecting banks referred to the Committee on Banks and Banking.

House Bill No. 188, by Appropriations Committee, an Act appropriating moneys for the payment of deficiency claims arising out of corporations income tax refunds for the year ending February 28th, 1921, referred to the Committee on Finance and Claims.

House Bill No. 187, by Committee on Appropriations, an Act appropriating money for the payment of deficiency claims arising out of the operations of the Somers Fish Hatchery, for the year ending February 28th, 1921, referred to the Committee on Finance and Claims.

House Bill No. 184, by Committee on Appropriations, an Act appropriating money for the payment of deficiency claims arising out of the operations of the State Board of Horticulture for the year ending February 28th, 1921, referred to Committee on Finance and Claims.

House Bill No. 152, by Silver, An Act authorizing Fraternal Benefit societies in the State of Montana, to provide for payment of death or annuity benefits on the lives of children limiting the total benefits payable, providing a manner and basis issuing benefit certificates; providing the manner of apportioning the benefit contributions hereunder and requiring an annual financial statement from any societies availing itself of the provisions hereof, referred to the Committee on Insurance.

House Bill No. 121, by Silver, An Act to amend section 7631 of the Revised Codes of the State of Montana, of 1907, relating to the compensation of electors, and administrators and repealing chapter No. 55, of the Laws of the thirteenth Legislative Assembly of the State of Montana, and all acts and parts of acts in conflict herewith, referred to the Committee on Judiciary.

House Bill No. 190, by Committee on Appropriations, an Act appropriating money for the payment of deficiency claims for requisitions for prisoners for the year ending February 28th, 1921, referred to the Committee on Finance and Claims.

House Bill No. 38, by Committee on Appropriations, an Act appropriating money for the mileage and per diem of presidential electors, elected at the general election, November 2nd, 1920, from their respective residences to Helena, Montana, January 10th, 1921, and return. Referred to the Committee on Finance and Claims.

Senate Bill No. 236, by Church, An Act for the submission to the qualified electors of the State of Montana, of an amendment to Section 1, of Article 5, of the constitution of the State of Montana, providing that the operation of measures referred to the people shall not be suspended pending the holding of an election thereon, unless the petition for a referendum is signed by 51 per cent of the legal voters in each of the whole number of the counties of the state. Referred to Joint Committee on Constitutional Amendments.

Senate Bill No. 237, by Gibson, an Act for the registration, licensing and operation of motor vehicles upon the highways of the State of Montana, registration and licensing of motor vehicle operators, disposition of funds derived from the operation of this Act, punishment for violation of this Act, and repealing chapter 8 of chapter 141 of the laws of 1915, chapter 75 of the Laws of 1917 and chapter 207 of the Laws of 1919, and all other acts or parts of acts in conflict herewith. Referred to the Committee on Roads and Highways.

Senate Bill No. 239, by White, an Act to amend Section 7436 Revised

Codes of Montana, 1907, relating to letters of administration and to whom they may be granted. Referred to the Committee on Judiciary.

Senate Bill No. 238, by White, an Act creating the State Hay and Straw Grading Commission and defining its powers and duties, making the State Grain Grading Commission ex-officio, the State Hay and Straw Grading Commission, providing and establishing the various grades of hay and straw, providing for the inspection, re-inspection and appeal inspection of hay and straw; providing the method of applying for re-inspection and appeal inspection, providing for an appeal board; providing for the fees for inspection, re-inspection and appeal inspection and the payment thereof, providing for the appointment of State Hay and Straw Inspectors, deputies and assistants and providing their salaries, and making all State Grain Inspectors ex-officio State Hay and Straw Inspectors, referred to the Committee on Agriculture.

Substitute for House Bill No. 103, by Senate Judiciary Committee, amending section 6824 of the Revised Codes of Montana, of 1907, relating to exemption of property from execution. Referred to the Committee on Judiciary.

Senate Joint Resolution by Junod "A Resolution relating to the endorsement of the McFadden Bill to protect the gold monetary reserve of the United States by stimulating the gold production. Referred to the Committee on Mines and Mining.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

February 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Printing Committee reported Senate Bills No. 118, 164, 166, 197, 206, 207, 210, 219, 220 and Sub. for Senate Bill No. 130, 205, correctly printed.

Committee on Counties, Town and Municipal Corporations reported Senate Bill No. 108, by Donlan, "An Act requiring a petition of 30 per cent of the qualified electors who are taxpayers to authorize the voting upon the issuance of any school, town, city or county bonds, and providing who are entitled to vote thereon," and recommended that Senate concur in House amendments.

Committee on Sanitary Affairs reported House Bill No. 136, by Committee on State Boards and Offices, "An Act to empower the Child Welfare Division of the State Board of Health to inspect maternity hospitals, child placing institutions, and homes and institutions in the business of caring for orphan and dependent children, and to enforce the laws of the State pertaining to Children," and recommended said bill be amended by striking out all of section 4, and as so amended it be concurred in.

Committee on Judiciary reported House Bill No. 103, by Sales, "An Act relating to the exemption of property from execution," recommended that substitute for House Bill No. 103, introduced by Senate Judiciary Committee, be a bill for an Act entitled: "An Act amending section 6824 of the Revised Codes of Montana of 1907, relating to exemption of property from execution," and substituted therefor, and that said substitute bill do pass.

Committee on Judiciary reported Senate Bill No. 230, by Dearborn, "An Act to prevent fraud in the sale or disposition of stocks, bonds and other securities, and providing penalties for violation thereof," recommended that said bill be amended by adding the following: "Section 8. This Act shall be in full force and effect from and after its passage and approval." and as so amended the bill do pass.

Also Senate Bill No. 233, by Coburn, "An Act to provide a lien on growing crops and grain threshed therefrom for the purchase price, assessment money due for hail insurance for the protection of such crop for the then current year," recommended that said bill be amended by striking out section 4, and as so amended the bill do pass.

Also House Bill No. 77, by MacDonald of Flathead, "An Act amending section 7276, 7277, 7279, 7283 and 7285 of the Revised Codes of Montana of 1907, relating to summary proceedings for obtaining possession of real property

certain cases, and providing for a speedy trial and prompt decision of actions forcible entry, forcible detainer and repealing section 7288 of the Revised Codes of Montana of 1907," recommended that said bill be not concurred in.

Also House Bill No. 129, by Committee on Ways and Means, "An Act to authorize the State Registrar of the Bureau of Vital Statistics to issue certified copies of births and deaths, making such copies prima facie evidence in the courts of this State, and fixing fees therefor," recommended that said bill be amended by striking out in lines 17 and 18 the words "for the prosecution of one or misdemeanor" and inserting in lieu thereof the words "whether civil, criminal."

Also strike out section 3, and as so amended, the bill be concurred in.

Also House Bill No. 140, by Committee on Judiciary, "An Act relating to attachment and levy of execution upon personal property covered by the lien conditional sales notes, contracts or instruments," and recommended that said bill be amended by inserting in line 9, before the word "recorder," the first word in said line, the words "filed or".

Also strike out section 2, and as so amended, the bill be concurred in.
The above reports were adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

February 12, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that communication was received from the governor and read advising the Senate that he had approved the following Senate measures: Senate Bills No. 35 and 85.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

February 12, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that President gave notice and signed in open session the following bills:

House Bills No. 69, 91, 90, 87, 107, 64, and 25.

Upon motion by Senator Siegfried, duly seconded and carried, House Bill No. was re-referred to the Committee on Sanitary Affairs.

Upon motion by Senator Greening, duly seconded and carried, Senate Bill 180 was removed from General File and placed on General File for Monday, January 14, 1921.

Upon motion, duly seconded and carried, Sub. for Senate Bill No. 151 was taken from General File and referred to Committee on Taxation.

Upon motion by Senator Greening, duly seconded and carried, the Senate Committee on Public buildings was allowed to select a sub-committee to investigate the conditions of the capitol and report their findings.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

February 12, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that Committee of the Whole to whom was referred business on General File respectfully reported as follows:

House Bill No. 61 and recommended that same be re-referred to Judiciary Committee.

Senate Bill No. 205, and recommended that same be amended as follows:

Amend the title to Senate Bill No. 205, by adding thereto after the words "and sections" on the second line from the bottom of the first page the figures "5, 6."

Amend section 71 of the above bill by adding after the word "sections" on "2, of page 38, the figures "4, 5, 6."

Amend section 3 by striking out in line 5 of printed bill the figures "\$600" and inserting in lieu thereof the figures "\$5000."

Amend section 5 by adding in line 4 after the word "department" the following words: "Subject, however, to the approval of the State Board of Examiners."

Also section 7. Add to sub-section 10: "To examine or cause to be examined, upon application of any land colonization company or lands proposed for colonization, and to certify his findings when conditions warrant:

(A) That the land is suitable for agriculture purposes.

(B) That the location of the land with reference to public roads and shipping facilities, is favorable to colonization development.

(C) That the plan of colonization in each instance is in the interest of the settlers or homeseeker.

(D) That the terms of payment are on the amortization plan.

(E) That satisfactory assurance has been given to the Commissioner that the plan of colonization adopted will not be changed to the detriment of the homeseeker.

Amend section twelve (12) in lines seven (7) and eight (8) of the printed bill by striking out the words "or other infectious diseases of the honey bee."

Amend section twelve (12) in line nineteen (19) of the printed bill by inserting after the word "request" the words "of owner."

Amend section 16 by striking out in line 16 "and shall bear the name of the manufacturer."

Amend section 21 by striking out in line five after the word "corporation," "for each scale tested the sum of one dollar," and inserting in lieu thereof the words, "for each track scale tested ten dollars, for each wagon scale, dump scale and shipping scale tested five dollars, and for each portable scale and grain tester tested one dollar."

Amend section 42 by adding after the word "may" in line 2 the words in special instances," and as amended recommend that same do pass.

Senate Bill No. 178 and recommended that same be amended as follows: Amend section 1 by striking out in line 25 beginning with words "except that" and line 26, 27, 28, 29, 30 and line 30 to the word "provided."

Amend the title and also section 1 by striking out in line 4 before the word "civil," the word "late," and as amended recommend same do pass.

BURLINGAME, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 12, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body at Standing Committees reported as follows:

Committee on Enrolled Bills reported Senate Bills No. 160 and 148, and Senate Joint Memorial No. 1 and Senate Joint Resolution No. 2, Sub. for Senate Bill No. 116 and Senate Bill No. 125 correctly enrolled.

The above report was adopted.

The President gave notice and signed in open session, Senate Bills No. 15, Sub. for Senate Bill No. 116, Senate Joint Resolution No. 2, Senate Joint Memorial No. 1, Senate Bills No. 130 and 148.

The committee appointed to draft a suitable memorial in honor of Abraham Lincoln presented Resolutions in commemoration of the 112th anniversary of his birth, which were read and adopted.

On motion of Senator Heren, duly seconded and carried, the Senate adjourned at 1:25 P. M. to meet Monday, February 14th, 1921, at 11 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read in the House:

WESTERN UNION TELEGRAM.

Butte, Montana, February 11, 1921.

C: House of Representatives, The Capitol, Helena, Montana.

Please present to the House the protest of the Butte Woman's Christian Temperance Union against S. B. No. 156, the pari-mutuel betting machine bill. We believe Montana can afford to finance its State Fair; it cannot afford to legalize gambling in any form.

MARY L. ALDERSON, Legislation Supt.

RESOLUTION OF THE LIBBY COMMERCIAL CLUB.

Whereas, it has come to the attention of this body that the legislature of the State of Montana has under consideration a measure contemplating certain changes and increases in the licenses charged for automobiles, and

Whereas, it is the opinion of this body that the present method of automobile license collection is imperfect and results in escape from paying such license on the part of many automobile owners, and said method is also more costly than necessary, and

Whereas, by far the greater part of the use and enjoyment derived from automobiles is in travel over the roads of the particular county in which the owner thereof resides, and

Whereas, not only justice and right but also the creation of better feeling among automobile owners in the payment of such license, can be advanced by exaction of the moneys so derived in a large part directly upon the roads and highways of that particular county.

Now, Therefore, be it resolved by the Libby Commercial Club,

1. That said club does most heartily endorse a reasonable increase in the fee for automobile licenses in the state of Montana.
2. That said club most earnestly desires that the new automobile license should contain a provision to the effect that each county make its own collections and distribute the license plates which the state shall furnish on a pro rata basis, and further, that seventy-five per cent of the receipts derived from such collections shall be deposited in the road fund of the county wherein same are collected, and twenty-five per cent shall be paid into the state treasury.
3. That a copy of this resolution be sent to the Hon. Joseph M. Dixon, Governor of the State of Montana, and also to the state senator and representative from Lincoln county.

Adopted this 10th day of February, 1921.

Attest:

LIBBY COMMERCIAL CLUB.

R. R. VELDMAN, Secretary.

By J. R. Lewis, Pres.

NOTICE.

Members of the Senate and House Committees on roads and highways are invited to a banquet tonight at the Montana Club at 6:30 P. M. by the Helena Commercial Club and the Helena Rotary Club. They are invited also particularly to a meeting at the Placer Hotel, mezzanine floor, 5 P. M., called by the State Highway Improvement Association and the Rotary Clubs of the State for the purpose of organizing a State Automobile Club. Those expecting to attend dinner tonight at the Montana Club should telephone reservations to the Commercial Club. No. 37.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Engrossment, to whom was referred House Bills Nos. 174, 145, 197, 167, 171, 139, 192, 75, 172, beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs,

having had under consideration H. B. No. 159, introduced by Wallace, a Bill for an Act entitled: "An Act to amend Section 1599 of the Revised Codes of the State of Montana of 1907, relating to the practice of osteopathy, respectively report as follows: That House Bill No. 159 be reported back to the House at it do not pass.

RHOADS, Chairman.

Rhoads moved that above report be adopted.

Upon substitute motion by Wallace, duly seconded and carried, H. B. No. 159 was segregated, and ordered printed and placed on General Orders, and remainder of report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Sub. House Bill No. 100, introduced by Committee on Livestock and Public Ranges, entitled: "An Act amending Section 4, of Chapter 99, of the Session Laws of the Sixteenth Legislative Assembly of Montana entitled: 'An Act to amend Sections 4313, 4315 and 4317 of the Revised Codes of 1907, relating to the liability for killing stock,'" respectfully report as follows: That Sub. H. B. No. 100, be amended by adding the word "substitute" to the title and that the bill be reported correctly printed and placed on General Orders.

FELTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration H. B. No. 274, entitled: "An Act relating to the service fee of stallions and jacks, and repealing Section 5813 and Section 5815 of the Revised Codes of Montana of 1907, as amended by Chapter 45 of the Laws of the Thirteenth Legislative Assembly, approved March 1, 1913, respectfully report as follows: That House Bill No. 274 do pass.

Report adopted.

FELTON, Chairman.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Sub. for S. B. No. 22, introduced by Booth, entitled: "An Act amending Section 2091 of the Revised Codes of Montana of 1907, relating to taking up trespassing stock," respectfully report as follows: That Sub. for S. B. No. 22 do not pass.

FELTON, Chairman.

Felton moved that the above report be adopted.

Upon substitute motion by O'Hara, duly seconded and carried, Sub. for S. B. No. 22 was ordered placed on General Orders.

Mr. Speaker: We, your Committee on Enrollment respectfully report as follows: That House Bills Nos. 25, 69, 91, 90, 87, 107 and 64 have this day been delivered to the Governor's office for his approval.

Report adopted.

BLACK, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 281 entitled: "An Act to amend Section 2894 of the Revised Codes of Montana of 1907, relating to the general and permanent power of Boards of County Commissioners by adding a new subsection thereto to be known as twenty-eight," respectfully report as follows: That H. B. No. 281 be amended as follows: In line 10 strike out the words "a newspaper of general circulation in the county," and insert in lieu thereof the words "the official county paper," and when so amended the bill do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 18, entitled: "An Act prescribing and fixing the salary of the State Law Librarian," respectfully report as follows: That H. B. No. 18 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 249 entitled: "An Act to provide for conferring jurisdiction upon the district court to adjudicate upon all cases of children under eighteen years of age who are delinquent, neglected, or otherwise subject to the discipline or in need of the care and protection of the state; and regulating the procedure in such cases, including the establishment of a detention home, a probation system, the appointment of a guardian for such children and to punish any adult who may

rage, aid, abet or connive at such state of delinquency or neglect," respectfully report as follows: That H. B. No. 249 do not pass.
Report not adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 233, entitled: "An Act amending Section 2081 of the Revised Code of Montana of 1907, relating to the establishment of fire districts in unincorporated towns and villages, providing for the establishment of a trust fund for firemen's relief fund, and providing for the uses and purposes of such fund," respectfully report as follows: That H. B. No. 233 do not pass.
Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 257, entitled: "An Act to amend Section 5768 of the Revised Code of Montana 1907, as amended by Section 12 of Chapter 86 of the Session of the Thirteenth Legislative Assembly of Montana, pertaining to foreclosures of chattel mortgages," respectfully report as follows: That H. B. No. 257 do not pass.
Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 184, entitled: "An Act authorizing the issuance of alias writs of attachment by district courts," respectfully report as follows: That S. B. No. 184 be amended as follows: Insert after the words "plaintiff's demand" in Section 1, the words "or if, for any reason, the levy of the original writ is void or defective," and when so amended the bill be concurred in.
Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 165 entitled: "An Act to repeal Chapter 96 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, and to punish the making and use of false statements to obtain credit," respectfully report as follows: That S. B. No. 165 be not concurred in.
Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 287 entitled: "An Act to prevent the waste and flow of water from artesian wells, and prescribing penalties therefor; and defining waste and flowing artesian wells," respectfully report as follows: That H. B. No. 287 be amended as follows: Strike out Sections 4, 3 and 5 and when so amended the bill do pass.
Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 250, entitled: "An Act to provide for the punishment of persons responsible for, or directly promoting or contributing to the conditions that result in a child neglected or delinquent," respectfully report as follows: That H. B. No. 250 do not pass.

O'HARA, Chairman.

O'Hara moved the adoption of the report. Upon substitute motion of Cavanaugh, duly seconded and carried, H. B. No. 249 was segregated from the report of Judiciary Committee and referred to Committee on Public Morals, Cities and Reforms, and the remainder of the report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration H. B. No. 264 by Stevens, entitled: "An Act relating to persons who have served in the Army, Navy or Marine Corps of the United States in time of war and exempting them from the payment of poll tax and providing for the making of a list of such persons by the county assessor and the furnishing of such list by the County Assessor to the Secretary of State and the commission and publication in book form of the names and service of such person and payment therefor," respectfully report as follows: That H. B. No. 264 do not pass.

Report adopted.

JOHNSON, of Silver Bow, Vice Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 288, by Spratt, by request, a bill for an Act entitled: "An Act to establish a game preserve in the Little Belt mountains, for the protection of game animals and birds, and providing a penalty for killing, hunting or poisoning any such animals or birds in such preserve." Referred to Committee on Fish and Game.

H. B. No. 289, by Committee on Affairs of Cities, a bill for an Act entitled: "An Act regulating the time within which an action for the restoration to office by any person having been wrongfully or illegally removed or excluded from office, and also regulating the time within which an action shall be brought to recover salary or other emoluments of such office." Referred to Committee on Affairs of Cities.

H. B. No. 290, by Johnson of Silver Bow, a bill for an Act entitled: "An Act to amend Article 1 of Chapter 111 of the Revised Codes of Montana of 1907, relating to State Libraries, by adding an additional section thereto to be known as Section 1230A and to provide for the permanent location of the Historical and Miscellaneous Library of the State of Montana at the University of Montana at Missoula under certain conditions." Referred to Committee on State Boards and Officers.

H. B. No. 291, by Faust, a bill for an Act entitled: "An Act to repeal Chapter 21 of the Laws enacted at the extraordinary Session of the Sixteenth Legislative Assembly of the State of Montana, approved August 11th, 1919, relating to the Montana Trade Commission." Referred to Committee on Public Utilities and State Commissions.

H. J. R. No. 7 by Hunter. A Joint Resolution requesting the State Industrial Accident Board to investigate the conditions governing the employment of aged workmen in the State of Montana and to report to the members of the Eighteenth Legislative Assembly its findings and conclusions with recommendations for or against old age insurance legislation." Referred to Committee on Workmen's Compensation.

H. B. No. 292, by Brasier, a bill for an Act entitled: "An Act relating to the protection of bear; creating a closed season during which it shall be unlawful to kill, trap or capture bear and providing penalties for the violation of this act." Referred to Committee on Fish and Game.

H. B. No. 293, by Sales, a bill for an Act entitled: "An Act to amend Section 2957 of the Revised Codes of Montana of 1907, as amended by Chapter 112 of the Session Laws of 1913, enumerating the officers of a county." Referred to Committee on Judiciary.

H. B. No. 294, by Arnold, a bill for an Act entitled: "An Act relating to Tax Sale certificates and providing for the cancellation thereof when application is not made for a Tax Deed thereunder within two years after the period for redemption has expired." Referred to Committee on Judiciary.

H. B. No. 295, by Committee on Ways and Means, a Bill for an Act entitled: "An Act to amend Section 9 of Chapter 36 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to the licensing of hotels, regulating fees to be charged for state licenses, and providing for the revocation of licenses." Referred to Committee on Ways and Means.

MOTIONS AND RESOLUTIONS.

Upon motion of Bergeson, duly seconded and carried, H. B. No. 25 was taken from General Orders and was referred to Committee on Ways and Means.

Upon motion of Johnson of Silver Bow, duly seconded and carried, H. B. No. 126 was taken from General Orders and referred to Committee on Privileges and Elections.

Upon motion of Gullidge, duly seconded and carried, H. B. Nos. 171 and 172 were taken from Third Reading and re-referred to Committee on Appropriations.

THIRD READING OF SENATE BILLS.

S. B. No. 100, by Donlan, having been read three several times, title and story agreed to, was concurred in as amended by the following vote:

Ayes: Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brasier, Brown (Lewis and Clark), Buell, Cady, Charters, Chatfield, Conser, Crumbaker, Daily, Dillavou, Dunbar, Dunn, English, Fairgrieve, Faust, Gillette, Goodland, Green (Dawson), Green (Flathead), Hanson, Haskell, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Roberts, Rogers, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Silver, Skulason, Smith, Snell, Swift, Treloar, Wade, Wilcomb, Worden. Total 70.

Noes: Austin, Brooks, Brown (Mineral), Carlson, Cooney, Dodds, Felton, Gorman, Gullidge, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), MacDonald (Flathead), Phelps, Perrine, Rixon, Rouleau, Sickler, Spencer, Spratt, Stoner, Troy. Total 23.

Absent and not voting: Allen, Blomquist, Brockway, Cavanaugh, Covell, Dowlin (Rosebud), Dowlin (Yellowstone), King, Penewell, Scharnikow, Stevens, Wallace, Warren, Williams, Mr. Speaker. Total 15.

S. B. No. 86, by Booth, having been read three several times, title and history agreed to, was concurred in as amended, by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Bohling, Boorman, Brasier, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Carlson, Charters, Chatfield, Conser, Cooney, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Rogers, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Troy, Wilcomb, Worden. Total 83.

Noes: None.

Absent and not voting: Allen, Berglin, Blomquist, Brockway, Cady, Cavanaugh, Covell, Dowlin (Yellowstone), Fairgrieve, Goodland, Hunter, Johnson (Deer Lodge), King, MacDonald (Flathead), Penewell, Rhoads, Scharnikow, Shoemaker (Yellowstone), Stevens, Treloar, Wade, Wallace, Warren, Williams, Mr. Speaker. Total 25.

THIRD READING OF HOUSE BILLS.

House Bill No. 145 by Chatfield, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Brasier, Brooks, Brown (Lewis & Clark), Brown (Mineral), Carlson, Charters, Chatfield, Conser, Crumbaker, Dillavou, Dodds, Dunbar, Dunn, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Haynes, Hills, Johnson (Silver Bow), Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penell, Perrine, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Roberts, Rouleau, Sandy, Scofield, Silver, Skulason, Smith, Spratt, Stoner, Swift, Troy, Wilcomb. Total 65.

Noes: Daily, English, Hathaway, Johnson (Fergus), Kemp, Worden. Total 6.

Absent and not voting: Allen, Berglin, Blomquist, Bohling, Boorman, Brockway, Buell, Cady, Cavanaugh, Cooney, Covell, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Hunter, Johnson (Deer Lodge), King, MacDonald (Flathead), Parsons, Phelps, Rhoads, Rixon, Rodgers, Sales, Scharnikow, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Snell, Spencer, Stevens, Treloar, Wade, Wallace, Warren, Williams, Mr. Speaker. Total 37.

H. B. No. 174, by Haynes, having been read three several times, title and story agreed to, was passed by the following vote:

Ayes: Anderson, Beley, Bohling, Boorman, Brasier, Brown (Lewis & Clark), Brown (Mineral), Buell, Carlson, Chatfield, Conser, Crumbaker, Daily, Dillavou,

Dodds, Dunbar, Dunn, English, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Parsons, Peden, Perrine, Provinse, Ray, Reeves, Riggs, Rixon, Roberts, Scofield, Silver, Skulason, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Wilcomb, Worden. Total 65.

Noes: Austin, Bell, Black, O'Hara, Phelps, Reid, Rickard. Total 7.

Absent and not voting: Allen, Arnold, Bergeson, Berglin, Blomquist, Brockway, Brooks, Cady, Cavanaugh, Charters, Cooney, Covell, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Haskell, Hunter, King, Lakin, MacDonald (Flathead), Penewell, Rhoads, Rodgers, Rouleau, Sales, Scharnikow, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Smith, Stevens, Wade, Wallace, Warren, Williams, Mr. Speaker. Total 36.

Sub. H. B. No. 75, by Dillavou, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Beley, Bell, Bohling, Black, Boorman, Briar, Brooks, Chatfield, Conser, Cooney, Crumbaker, Dillavou, Dodds, Dunn, Gillette, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Jones, Kemp, Kenyon, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sandy, Scofield, Skulason, Spencer, Swift, Troy, Wallace, Wilcomb, Worden. Total 53.

Noes: Austin, Brown (Lewis & Clark), Brown (Mineral), Carlson, Daily, Geis, Goodland, Gullidge, Haskell, Johnson (Fergus), Knudsvig, Lakin, O'Hara, Penewell, Smith, Snell, Spratt, Stoner. Total 18.

Absent and not voting: Allen, Bergeson, Berglin, Blomquist, Brockway, Buell, Cady, Cavanaugh, Charters, Covell, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Felton, Hunter, Johnson (Silver Bow), King, McQuarrie, Ogden, Rodgers, Sales, Scharnikow, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Stevens, Treloar, Wade, Warren, Williams, Mr. Speaker. Total 35.

H. B. No. 107, by Swift, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bohling, Boorman, Briar, Brooks, Brown (Lewis & Clark), Brown (Mineral), Buell, Charters, Chatfield, Covell, Dillavou, Dodds, Dunn, English, Faust, Felton, Geis, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Parsons, Peden, Penewell, Provinse, Ray, Reeves, Rickard, Riggs, Rixon, Sandy, Scofield, Silver, Snell, Spencer, Spratt, Swift, Wallace, Wilcomb. Total 57.

Noes: Berglin, Black, Goodman, Haskell, Johnson (Deer Lodge), Kenyon, MacDonald (Flathead), Ogden, O'Hara, Perrine, Phelps, Reid, Roberts, Rouleau, Skulason, Smith, Stoner, Worden. Total 19.

Absent and not voting: Allen, Bergeson, Blomquist, Brockway, Cady, Carlson, Cavanaugh, Conser, Cooney, Crumbaker, Daily, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Gillette, Hills, Hunter, King, Rhoads, Scharnikow, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Stevens, Treloar, Troy, Wade, Warren, Williams, Mr. Speaker. Total 32.

H. B. No. 167, by Joint House and Senate Committee, having been read several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Berglin, Bell, Black, Bohling, Boorman, Brasier, Brown (Lewis & Clark), Brown (Mineral), Buell, Carlson, Charters, Chatfield, Cooney, Daily, Dillavou, Dodds, Dunbar, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sandy, Scofield, Silver, Skulason, Smith, Spencer, Spratt, Stoner, Swift, Troy, Wallace, Wilcomb, Worden. Total 71.

Voices: None.

Absent and not voting: Allen, Bergeson, Blomquist, Brockway, Brooks, Cavanaugh, Conser, Covell, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Felton, Hunter, Johnson (Silver King), MacDonald (Flathead), McQuarrie, Peden, Rouleau, Sales, Scharni-Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Stevens, Tru, Wade, Warren, Williams, Mr. Speaker. Total 35.

On motion by Provinse, duly seconded and carried, H. B. No. 192 was taken third reading and placed on General Orders.

H. B. No. 139, by Committee on State Boards and Officers, having been read several times, title and history agreed to, was passed by the following

Voices: Arnold, Beley, Bell, Bergeson, Berglin, Black, Bohling, Brasier, Brooks, Dunn (Lewis & Clark), Buell, Charters, Chatfield, Crumbaker, Daily, Dillavou, Dunn, Faust, Felton, Gillette, Green (Dawson), Hanson, Haynes, Johnson (Fergus), Kemp, Larson, McQuarrie, Parsons, Phelps, Provinse, Ray, Reeves, Rhoads, Rickard, Riggs, Rixon, Sales, Scofield, Worden, Wilcomb. Total 42.

Voices: Anderson, Austin, Boorman, Brown (Mineral), Cooney, Dunbar, Goodman, Green (Flathead), Gullidge, Hathaway, Hills, Johnson (Silver Bow), Jones, Kenyon, MacDonald (Flathead), McDonald (Silver Bow), Northey, O'Hara, Peden, Penewell, Perrine, Roberts, Rodgers, Rouleau, Sandy, Silskulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Troy. Total 36.

Absent and not voting: Allen, Blomquist, Brockway, Cady, Carlson, Cavanaugh, Conser, Covell, Dowlin (Rosebud), Dowlin (Yellowstone), English, Fairgrieve, Geis, Haskell, Hunter, Johnson (Deer Lodge), King, Knudsvig, Lakin, Scharni-Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Stevens, Treloar, Wade, Wallace, Warren, Williams, Mr. Speaker. Total 30.

Upon motion by Dillavou, duly seconded and carried, House resolved itself in a Committee of the Whole, all bills to be read by title and section number and all bills which have been made a special order of business for 3 o'clock to be considered at that hour.

GENERAL ORDERS.

McQuarrie in Chair.

House resumed.

Speaker pro tem in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration, business on General Orders, respectfully report as follows:

That H. B. No. 232 do pass.

H. B. No. 234 do pass.

H. B. No. 185 do pass.

H. B. No. 112 do pass with the following amendment: Amend Section 8 by striking in line 5 after the word "quarter" the following: "And shipped or used by such person, or delivered by such person to any other person for shipment, or use by such other person." Amend Section 6 by inserting in line 7 after word "person" the following: "And shipped by such person or used by such person for any purpose except in connection with the operating of the mine or mining property from which the same was mined, extracted or produced, or deduced by any such person to any other person for shipment, sale or use by such other person." Amend Section 2 by striking out in lines 10 and 11 the words: "during such year by such person in the State of Montana" and inserting in lieu thereof the words "by such person in the State of Montana and shipped by such person during such year, or used by such person for any purpose except in connection with the operating of the mine or mining property from which the same was mined, extracted or produced or delivered by such person to any other person for shipment, sale or use by such other person."

H. B. No. 72 do pass.

H. B. No. 5 do pass with the following amendment:

Amend section 1 by adding in line 2 the words "The life of such commission shall be four (4) years from its organization and no longer."

Amend section by striking out in line 1 the words "of such" and "and" and inserting in lieu thereof the words: "the" by striking out in line 2 the words "March 1, 1923, one for a term ending" and the words "and one" and lines 3, 4, 5, 6, 7.

Amend section 8 by striking out in line 6, 7, 8, 9, 10, 11 of printed Bill the words beginning with "provided further" in line 6 and ending with "State Board of Examiners" in line 11.

Amend Section 8 by striking out in line one and two the words and figures "three thousand (\$3,000.00)" and inserting in lieu thereof the words "twenty hundred dollars (\$2,500.00)."

Amend section 10 by striking out all of sub. section 7 beginning with the word "and" in line 33 thereof.

Amend section 14 by striking out in line 7 the words beginning with the word "and" in line 7 and ending with the word "commission" in line 14 and the same words in lines 14, 15, and 16 of said section.

McQUARRIE, Chairman.

McQuarrie moved that the report of the Committee of the Whole be adopted.

A substitute motion by Cooney that H. B. No. 5 be segregated from the report was lost by the following vote:

Ayes: Allen, Austin, Brasier, Brown (Mineral), Cady, Carlson, Charles, Cooney, Daily, Dunn, English, Goodman, Gullidge, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Knudsvig, McDonald (Silver Bow), McQuarrie, Roberts, Rodgers, Rouleau, Silver, Skulason, Spratt, Stoner, Treloar, Wallace, Worden. Total, 33.

Noes: Anderson, Arnold, Beley, Bell, Berglin, Black, Bohling, Bergen, Brown (Lewis and Clark), Cavanaugh, Chatfield, Conser, Crumbaker, Dillan, Dodds, Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Green (Dawson), Green (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perry, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Sander, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Spencer, Swift, Troy, Wilcomb. Total, 58.

Absent and not voting: Blomquist, Boorman, Brockway, Brooks, Bullock, Covell, Dowlin (Rosebud), Dowlin (Yellowstone), Goodland, King, Scharnikow, Sickler, Stevens, Wade, Warren, Williams, Mr. Speaker. Total, 17.

Thereupon the report of the Committee of the Whole was adopted.

On motion by Johnson of Deer Lodge, duly seconded and carried House adjourned until 11:00 o'clock A. M. Tuesday, Feb. 15th.

Attest: FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FORTY-FOURTH DAY

House of Representatives, February 15, 1921.

House met at 11:00 o'clock A. M., pursuant to adjournment.

Speaker Pro Tem in chair.

Prayer by Chaplain.

Roll called and all present except Sickler, Mr. Speaker, absent. Bergeson, Dowlin (Rosebud), Haskell, Scharnikow, and Warren excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for the Forty-third day and have found the same to be correct.

Report adopted.

JOHNSON, of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion, duly seconded and carried, were considered as having been read length.

February 14, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that following bills were read third time and passed, title agreed to and the same with transmitted to the House for concurrence: Senate Bills No. 192 and 202.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 14, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that Bill No. 77, by MacDonald of Flathead, was reported by the Judiciary Committee with the recommendation that same be not concurred in, which resolution was adopted and said Bill is herewith returned to the House.

Also House Joint Memorial No. 13, by MacDonald of Flathead, being a memorial directed to the Interstate Commission relative to the freight rate on certain commodity from Montana, was read and concurred in, title agreed to same is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 14, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that following Committees reported as follows:

Committee on Irrigation and Water Rights reported Senate Bill No. 223, Pauline, "An Act declaring the waters within the State of Montana to belong to the State and held in trust for the people of the State for use within the State and forbidding the diversion, control, impounding or restraining of such waters within the State for use outside thereof," and recommended that said bill do pass.

Also Senate Bill No. 169, by Long, "An Act providing for the issuance of bonds by irrigation districts, created and organized under and by virtue of the provisions of chapter 146 of the Laws of Montana of 1909, as amended, for the redemption and payment of the bonds and warrants of such districts, and recommended that same do pass.

Also Senate Bill No. 126, by Pauline, "An Act relating to bonds of irrigation districts, providing under what circumstances such bonds shall be legal investments for funds of bonds, insurance companies and trust companies, etc., and recommended that same do pass.

Also Senate Bill No. 214, by Donlan, "An Act to provide for the storing of waters and giving to the person so storing the use and ownership thereof and recommended that same do pass.

Committee on Fairs and Expositions reported Senate Bill No. 198, by Connelly, "An Act to amend sections 2927 and 2932 of the Revised Codes of Montana, relating to County Fairs," and recommended that said bill do not pass and that substitute for Senate Bill No. 198, by Connelly, "An Act to amend sections 2927 and 2932 of the Revised Codes of Montana of 1907, as amended by chapter 131 of the Laws of the Fifteenth Legislative Assembly, relating to County Fairs, do pass.

Committee on Education, reported Senate Bill No. 215, "An Act requiring the State Board of Educational Examiners to prepare an outline and questions for side teachers in all schools of the State in Teaching the duties of citizenship for children beginning with the Fourth Grade and up and including the Eighth, and recommended that same do not pass.

Also Senate Bill No. 225, "An Act amending section 2109 of chapter 76 of the Session Laws of 1913 as amended by chapter 158 of the Session Laws of 1919, relating to the submission to electors of the question of a bond issue for High Schools," and recommended that same do pass.

Also Senate Bill on 231, "An Act amending sections 807 and 1300 of chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the Observing of Legal Holidays in the schools of this State, etc.," and recommended that the same be amended as follows: section 2 by striking out in line 8 and 9 the words "State and National Election Day," and inserting in line 10, after the word "Christmas Day" the following: "Provided, however, that in school districts where the school building may be used for election purposes, State and National Election day shall be deemed a legal holiday under the provisions of this Act." Insert after the word "exercises" in line 12 the words "as a part of the day's program," and that the same be amended the bill do pass.

Also House Bill No. 127, "An Act requiring the consolidation of the offices of Superintendents of City Schools and the Principal of County High Schools in all cities and towns having fewer than nine hundred enrolled in both the city and high schools, etc., and recommended that same be concurred in.

Also House Bill No. 118, "An Act to amend sub-division No. 5, of section 2104 of chapter 76 of the Session Laws of the Thirteenth Session of the Legislative Assembly of Montana, relating to the powers of the Board of Trustees of County High Schools," and recommended that same be concurred in.

Committee on Taxation, reported House Bill No. 130, by Committee on Ways and Means, "An Act providing for the registration of all marriages and divorces, etc.," and recommended that same be amended:

By striking out section six (6) and inserting in lieu thereof the following: "Section 6. It shall be the duty of every clerk of the district court not later than the third day of each month following the filing in his office of a decree of divorce, separate maintenance, legal separation or any form of dissolution of the marriage tie, to file with the Registrar of Vital Statistics a certified copy of such decree; and a fee of three dollars (\$3.00) therefor shall be taxed and collected with the other costs in connection with said suit and returned by the clerk of the district court to the said state registrar with the said decree; provided that when any such decree in an action brought under the provisions of section 3688 of the Revised Codes of 1907 of the State of Montana is filed, no registration fee shall be charged and provided also, in case no decrees in actions for divorce, separate maintenance, legal separation or other dissolution of the marriage tie, are filed during the month the clerk of the district court shall notify the said state registrar on or before the third day of the following month to that effect on a blank provided for that purpose." Also by inserting in line twenty-eight (28) on page three (3) of the original bill, after the word "or" the words "decree of".

Also in line thirty-two (32) on page four (4) of the original bill by striking out the word "April" and inserting in lieu thereof the word "July," and with such amendments recommend that said bill be concurred in.

Committee on Printing reports Senate Bills No. 124, 128, 178, 179, 183, 194, 201, 211, 216, 217, 222, 227 and Substitutes for 81, 142, 199 correctly printed.

Committee on Enrolled Bills reported Senate Bills No. 121, 106, 129, 138, 101, 137, 110, and Senate Joint Resolution No. 5 correctly enrolled.

Committee on Engrossed Bills reported Senate Bills No. 202 and 19 correctly engrossed.

Committee on Stockgrowing and Grazing reported Senate Bill No. 2, by Paul, "An Act making it the duty of the owner or person holding possession or right to unfenced agricultural or grazing land, or patented mining claim, lying within the boundaries of national forest reserves, or adjacent thereto, to mark the boundaries thereof, and to prevent recovery of damages for trespasses by sheep on said land when the same is unmarked," recommended that same be referred to the Judiciary Committee.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

February 14, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that following bills were introduced, read first and second times and referred to the Committees designated:

House Bill No. 133, by Committee on Appropriations, "A Bill for an Act entitled: "An Act fixing and prescribing the legal maximum rate and standard of payment for all publications required by law, or duly authorized, to be made for or on behalf of the State of Montana, or any of its institutions, departments, boards, bureaus, commissions, officers, agents or employees, when acting within the scope of their authority, respectively, and fixing a basis of measurement and providing for an oath of the publisher, and penalties for the violation of this Act, and repealing all acts and parts of acts in conflict with this Act." Referred to Committee on Finance and Claims.

House Bill No. 194, by Committee on Revenue and Taxation, "A Bill for an Act entitled: "An Act to amend section 5 of chapter 205, Session Laws of the Tenth Legislative Assembly; the same being "An Act to provide a budget system for the control of all expenditures of State money," referred to Committee on Finance and Claims.

Sub. for House Bill No. 54, by MacDonald, of Flathead, A Bill for an Act entitled, "An Act to amend sections 4, 6, 7, 8, 9, 14 and 36 of chapter 143 Acts of the Fifteenth Legislative Assembly of the State of Montana, relating to intoxicating liquors." Referred to Committee on Judiciary.

Sub. for House Bill No. 27, by Committee on Judiciary, A Bill for an Act entitled: "An Act providing for the regulation, supervision and licensing of the business of Real Estate Broker; providing for a State Real Estate Commissioner, defining his powers and duties; and providing for the enforcement of this Act and penalty for the violation thereof." Referred to Committee on Judiciary.

Substitute for House Joint Memorial No. 3, by Committee on Federal Relations, a Memorial to the President and to Congress of the United States for setting aside of certain lands covered and known as "The Gates of the Rocky Mountains" into a National monument and withdrawing the same from entry." Referred to Committee on Federal Relations.

Senate Bill No. 241, by Cone, A Bill for an Act entitled: "An Act amending Section 2756 of the Revised Codes of Montana of 1907 as amended chapter 54 of the Laws of the Seventeenth Legislative Assembly of 1921, relating to apportionment of license fees." Referred to Committee on Finance and Claims.

Senate Bill No. 242, by Gibson, A Bill for an Act entitled: "An Act regulating the speed of motor vehicles on the highways of the State; defining and enforcing the rules of the road and the manner of using same everywhere within the State of Montana; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Roads and Highways.

Senate Bill No. 243, by Lenthold, a Bill for an Act entitled: "An Act providing for the classification of taxable property in this State for the purpose of taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereon." Referred to Committee on Judiciary.

Senate Bill No. 244, by Hazelbaker, a Bill for an Act entitled: "An Act to establish a Fish and Game Preserve in the Beaverhead National Forest for the protection of fish and game animals and birds, and providing a penalty for killing, hunting, catching, or pursuing any such fish or game animals or birds in such preserve." Referred to Committee on Fish and Game.

Senate Bill No. 245, by Lenthold, "A Bill for an Act entitled: "An Act creating, fixing and establishing a standard grade for certain species of hay sold or offered for sale within the State of Montana; providing that it shall be unlawful to sell or offer for sale within the State of Montana any species of hay not standardized unless such species of hay meets the requirements of this act; providing a penalty therefor; and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Agriculture.

Senate Bill No. 246, by Leuthold, a Bill for an Act entitled: "An Act to amend Section 1306 of the Revised Codes of Montana of 1907, as amended by chapter 8 of the Session Laws of 1909, relating to Farmers' Institutes." Referred to Committee on Agriculture.

Substitute for Senate Bill No. 198, by Connelly. A Bill for an Act entitled: "An Act to amend section 2927 and 2932 of the Revised Codes of Montana of 1907, as amended by chapter 131 of the Laws of the Fifteenth Legislative Assembly, relating to county fairs." Referred to Committee on Fairs and Expositions.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

February 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session the following Bills:

Senate Bills No. Sub. for S. B. No. 121, S. B. No. 106, 129, 138, 101, 1, 110 and Senate Joint Resolution No. 5.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

February 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that on motion of Senator Heren, duly seconded and carried, the senate adjourned 11:45 A. M. until Tuesday, February 15th, 1921, at 11 o'clock A. M.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read in the House:

WESTERN UNION TELEGRAM.

Pierre, So. Dakota, February 14, 1921.

Speaker of the House of Representatives, Helena, Montana.

Understand that a motion picture censorship bill is threatened in the Montana Senate, and House of Representatives of South Dakota went into recess today so that I might address them in defense of the motion picture industry of the United States. I ask that the Governor Lieutenant Governor, Speaker of House and yourself await my arrival on Wednesday evening and prevent meantime the passage of State censorship until they hear our side of the case. The war record of our industry entitles it to this consideration and I appeal to you and the representatives of the people of Montana for this privilege, please answer care Western Union, Bismarck, North Dakota on train number on Drawing A Car Nine arriving there midnight Tuesday. William A. Braden, president National Association Motion Picture Industry of the United States.

World War Veterans, Inc., Livingston, Montana, Feb. 9th, 1921.

Hon. Jos. Brooks, Helena, Montana.

Dear Sir:

Whereas, there is now before the Montana Legislature a bill entitled House Bill No. 49, commonly known as the Anti-Picket Law, designedly intended to destroy the effectiveness of Organized Labor, and handicap the wage workers in the struggle for existence; and

Whereas, House Bill No. 49, is un-American to the extreme a re-action back to the Laws of the Middle Ages, that was enacted by the English Parliament in the days of Queen Elizabeth, and to the conditions that existed in the American Colonies prior to the Battle of Lexington; and

Whereas, the wage workers of this country quit the peaceful pursuits of industry at the call of our President, sailed across the Atlantic, through mine fields, and submarine nests to the plains of Flanders, there to make the supreme sacrifice that Democracy might be saved to the people of this planet.

Wherefore be it Resolved, that we, the members of Post No. 4, World War Veterans, of Livingston, Montana, do hereby condemn House Bill No. 49 as an insult to the memory of the thousands of Americans that gave their lives in the struggle against King George, the Third, and to establish this government, to abolish chattel slavery and preserve the Union in the days of '61 and '65 as a just fast to those that sleep in Flanders Field that the World might be saved by democracy and be it further Resolved, that we call upon the present session of the Montana Legislature not to defame the fair name of Montana by enacting such a re-actionary, and democratic piece of legislation as House Bill No. 49; and be it further Resolved, that copies of these resolutions be sent the Representative of Park County, and to the press for publication.

A. J. RODGERS, President.
W. McMANUS, Vice Pres.
J. T. LYALL, Secretary.

REPORT OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bill No. 185, 72, 232, 234, and 112, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Bills No. 210, 240, 222, 227, 206, 244, 230, 207, 228, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Bills No. 214, 269, Sub. for H. B. 166 and 259, beg leave to report the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Military Affairs, having had under consideration House Bill No. 142, introduced by Rouleau, entitled: "An Act to amend section 9 of chapter 190 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to athletic commissions," respectfully report as follows: That substitute bill introduced by the Committee on Military Affairs, entitled: "An Act to amend sections 2 and 9 of chapter 190 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to athletic commissions," be substituted for the original House Bill No. 142 and that the substitute bill do pass.

JOHNSON (Silver Bow), Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration S. B. No. 150, introduced by Long, a Bill for an Act entitled: "An Act to amend section 8 of Chapter 146 of the Montana Session Laws of 1901, being an Act for the creation, organization of irrigation districts, and relating to the compensation of Commissioners, respectfully report as follows: That S. B. No. 150 be concurred in.

Report adopted.

FAUST, Chairman.

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having had under consideration, S. B. No. 107, introduced by Connelly, a bill for an Act entitled: "An Act to provide for the creation, organization, government and extension of drainage districts, to prescribe the rights, powers and duties thereof; to provide for the construction, maintenance and control thereof of drains; to

provide for the payment therefor; to provide for the assessment and collection of taxes and assessments therefor; and repealing, with certain reservations, Chapter 147 of the Session Laws of 1915, Chapter 144 of the Session Laws of 1909, Sections 2403 to 2497 both inclusive, of the Revised Codes of Montana of 1907, and all Acts and parts of Acts in conflict herewith," respectfully report as follows: That S. B. No. 107 be concurred in.

Report adopted.

FAUST, Chairman.

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having had under consideration Senate Bill No. 181, introduced by Gibson, a bill for an Act entitled: "An Act to amend Section 65, Chapter 146, of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, as amended by Chapter 145 of the Session Laws of the Fourteenth Legislative Assembly, relating to and providing for the keeping of books and records by irrigation districts, and the inspection thereof by the State Examiner and officers and employees of the United States Government, and prescribing the duties and compensation of the Secretary of the Board and duties of the County Treasurer and of the County Attorney, and prescribing penalties for a failure to comply with the provisions of this Act," respectfully report as follows: That Senate Bill No. 181 be concurred in.

Report adopted.

FAUST, Chairman.

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having had under consideration House Bill No. 241, introduced by Gillette, a bill for an Act entitled: "An Act that the State of Montana shall have control over the financing of irrigation districts, and the construction and acquisition of irrigation systems for such districts; authorizing the State of Montana to become indebted in the sum of Twenty Million Dollars (\$20,000,000) over and above any existing indebtedness; providing for the issuance and sale of such bonds in the name of the State of Montana in the sum of Twenty Million Dollars (\$20,000,000) as State obligations; to acquire funds for the purpose of creating a State fund to be known as the 'Montana Irrigation Development Fund,' with which to purchase bonds of irrigation districts organized under the Laws of Montana; prescribing the authority and duty of the State Board of Examiners relative to the issuance of such bonds and the sale of irrigation district bonds and the investment of the proceeds derived therefrom, as well as other money in the 'Montana Irrigation Development Fund'; prescribing the duties of State Boards and Officers in the administration of this Act, and providing for the submission of this Act to the qualified electors," respectfully report as follows: That House Bill No. 241 do pass.

Report adopted.

FAUST, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times and referred to Committees as follows:

H. B. No. 296 by Committee on Revenue and Taxation, a Bill for an Act entitled: "An Act to provide for a tax upon the recording or registration of mortgages upon real estate; providing the amount of said tax; the method of collecting same; providing penalties and forfeitures for violation of this Act, and repealing all acts and parts of acts in conflict therewith." Referred to Committee on Revenue and Taxation.

H. B. No. 297, by Rickard, by request, a bill for an Act entitled: "An Act providing for the examination and licensing of automobile mechanics and drivers of motor vehicles in the State of Montana, providing a schedule of license fees, imposing upon the State Highway Commission the duty to enforce this Act, providing penalties for the violation of this Act and repealing Section 10 of Chapter 75 of the Laws of the Fifteenth Legislative Assembly of 1918 and all Acts and parts of Acts in conflict herewith." Referred to Committee on Highways.

H. B. No. 298, by O'Hara, a bill for an Act entitled: "An Act relating to the powers and duties of the State Examiner, defining the number of assistants

ties and other employes of the State Examiner; abolishing the office of the Accountant and repealing Chapter 86 of the Laws of the Eleventh Legislative Assembly of Montana of 1909, and all Acts and Parts of Acts in conflict with." Referred to Committee on State Boards and Officers.

H. B. No. 300, by Fairgrieve, a Bill for an Act entitled: "An Act to amend Section 1 of Chapter 11 of Chapter 172 of the Laws of the Fifteenth Legislative Assembly of the State of Montana, relative to the raising of revenue for construction, maintenance and improvement of public highways." Referred to Committee on Revenue and Taxation.

H. B. No. 299 by Committee on Livestock and Public Ranges. A bill for an Act entitled: "An Act providing for a County bounty on predatory animals; providing the method of levying a tax to provide for the same; providing for the minimum amount of such bounties, and the manner of paying the same; providing for the appointment of bounty inspectors thereunder, and providing their duties and powers; and providing that this Act shall not interfere with or repeal any part of the existing laws of the State relating to levying taxes for and giving bounties on predatory animals." Referred to Committee on Livestock and Public Ranges.

S. B. No. 202 by Gallwey, a bill for an Act entitled: "An Act to provide for establishment of the part-time schools and classes and to compel attendance of minors less than eighteen years of age upon such schools and classes and to provide punishment for the violation thereof, and to repeal Chapter 133 of the Session Laws of the Sixteenth Legislative Assembly." Referred to Committee on Education.

S. B. No. 192, by Booth. A bill for an Act entitled: "An Act providing for publication and distribution of the Revised Codes of Montana of 1921." Referred to Committee on Judiciary.

MOTIONS AND RESOLUTIONS.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, Scharow was excused, said excuse to cover the period of his illness, from January until such time as he may recover from his illness.

Upon motion of Cooney, duly seconded and carried, Dowlin of Rosebud was excused until such time as he may recover from his illness.

Provinse moved that H. B. No. 192 be taken from General Orders and referred to Committee on Education.

Upon a substitute motion by Cooney, duly seconded and carried, H. B. No. 192 was made a special order of business for tomorrow at 2:30 P. M.

Conser moved that a Committee of three be appointed to act with a like committee from the Senate to prepare a program in commemoration of the life and achievements of George Washington.

Upon motion of Rhoads, duly seconded and carried, Bergeson and Haskell were excused from further attendance until recovery from illness.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE.

February 14, 1921.

The Speaker, House of Representative, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures:

H. B. No. 69—Relating to relief of sufferers from drouth and hail.

H. B. No. 87—Relating to State Educational Bond Sinking and Interest Fund.

H. B. No. 90—Relating to State Board of Health Hotel Fund.

H. B. No. 91—Relating to Investment Commission Fund.

H. B. No. 107—Relating to Secretary of State's Trust Fund.

JOS. M. DIXON, Governor.

THIRD READING OF HOUSE BILLS.

H. B. No. 72 by Hathaway, having been read three several times, title and story agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Berglin, Black, Blomquist, Booring, Boorman, Brasier, Brockway, Brown (Mineral), Buell, Cady, Carlson, Conser, Cooney, Covell, Daily, Dodds, Dunbar, Dunn, English, Fairgrieve, Faust, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Rhoads, Rickard, Rixon, Roberts, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden. Total 82.

Noes: None.

Absent and not voting: Austin, Bergeson, Brooks, Brown (Lewis & Clark), Cavanaugh, Charters, Chatfield, Crumbaker, Dillavou, Dowlin (Rosebud), Dowling (Yellowstone), Felton, Geis, Haskell, Haynes, Kenyon, King, Reid, Riggs, Rodgers, Scharnikow, Shoemaker (Yellowstone), Sickler, Wallace, Warren, Mr. Speaker. Total 26.

H. B. No. 232, by Brockway, having been read three several times, title and history agreed to, was passed by the following vote: Ayes: Allen, Anderson, Arnold, Beley, Brasier, Brockway, Buell, Carlson, Conser, Daily, Dodds, Dowling (Yellowstone), Dunbar, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kemp, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Provinse, Reeves, Rhoads, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Smith, Snell, Spencer, Swift, Treloar, Wade, Wallace, Wilcomb, Worden. Total 62.

Noes: Berglin, Blomquist, Bohling, Cady, Cooney, Covell, Hanson, Hathaway, Perrine, Rickard, Skulason, Spratt, Stoner, Troy. Total 14.

Absent and not voting: Austin, Bell, Bergeson, Black, Boorman, Brockway, Brown (Lewis & Clark), Brown (Mineral), Cavanaugh, Charters, Chatfield, Crumbaker, Dillavou, Dowlin (Rosebud), Dunn, Felton, Haskell, Haynes, Johnson (Silver Bow), Jones, Kenyon, Ray, Reid, Scharnikow, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Stevens, Warren, William Mr. Speaker. Total 32.

H. B. No. 234, by Brockway, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Beley, Black, Boorman, Brasier, Brockway, Buell, Cady, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Faust, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Provinse, Reeves, Rhoads, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Snell, Spencer, Swift, Treloar, Wade, Wilcomb, Worden. Total 60.

Noes: Blomquist, Bohling, Brown (Mineral), Carlson, Cooney, Fairgrieve, Hanson, Hathaway, King, Perrine, Rickard, Rouleau, Skulason, Smith, Spratt, Stoner, Troy. Total 17.

Absent and not voting: Arnold, Austin, Bell, Bergeson, Berglin, Brockway, Brown (Lewis & Clark), Cavanaugh, Charters, Chatfield, Crumbaker, Dowling (Rosebud), Dunbar, Dunn, Felton, Geis, Haskell, Haynes, Jones, Kenyon, Ray, Reid, Scharnikow, Shoemaker (Lewis & Clark), Sickler, Silver, Stevens, Wallace, Warren, Williams, Mr. Speaker. Total 31.

H. B. No. 185 by Committee on Appropriations (introduced without previous notice and by unanimous consent of the House), having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Blomquist, Bohling, Boorman, Brasier, Brown (Mineral), Buell, Carlson, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowling (Yellowstone), Dunn, English, Faust, Felton, Geis, Goodland, Goodman, Green (Flathead), Hathaway, Hills, Johnson (Fergus), Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Peden, Phelps, Provinse,

Reeves, Rhoads, Rickard, Rixon, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Silver, Smith, Stoner, Swift, Treloar, Troy, Wade. Total 53.

Noes: Austin, Beley, Berglin, Black, Brockway, Cady, Fairgrieve, Gillette, Green (Dawson), Gullidge, Hanson, Hunter, Jones, Kemp, King, Knudsvig, McQuarrie, O'Hara, Parsons, Penewell, Perrine, Riggs, Roberts, Rodgers, Shoemaker (Yellowstone), Skulason, Snell, Spencer, Spratt, Wilcomb, Worden. Total 31.

Absent and not voting: Bell, Bergeson, Brooks, Brown (Lewis & Clark), Cavanaugh, Charters, Chatfield, Crumbaker, Dowlin (Rosebud), Dunbar, Haskell, Haynes, Johnson (Fergus), Johnson (Silver Bow), Kenyon, Ray, Reid, Scharnikow, Sickler, Stevens, Wallace, Warren, Williams, Mr. Speaker. Total 24.

H. B. No. 112, by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following yeas:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Buell, Cady, Carlson, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Edwards, Dunn, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Knudsvig, Lakin, Larson, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Province, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Worden. Total 81.

Noes: Brown (Mineral), Hathaway, Rodgers. Total 3.

Absent and not voting: Bergeson, Brooks, Cavanaugh, Charters, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Haskell, Johnson (Silver Bow), Jones, Kenyon, King, McDonald (Silver Bow), Phelps, Ray, Rouleau, Scharnikow, Sickler, Stevens, Wallace, Warren, Williams, Mr. Speaker. Total 24.

On motion, House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

Upon motion, by Faust, duly seconded and carried, H. B. No. 253 was taken up on the Committee on Ways and Means and referred to the Committee on State Affairs and Officers.

On motion, by Rixon, duly seconded and carried, House now recessed until 10 P. M.

AFTERNOON SESSION.

House resumed.

Speaker pro tem in chair.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from the Standing Committees:

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 296, entitled: "An Act to provide for a tax upon recording or registration of mortgages upon real estate; providing the amount of said tax; the method of collecting same; providing penalties and forfeitures for violation of this Act, and repealing all Acts and parts of Acts in conflict therewith," respectfully report as follows: That H. B. No. 296 do pass.

Report adopted.

COONEY, Chairman.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 113, entitled: "An Act to amend Section 6 of Chapter 75, Acts of Fifteenth Legislative Assembly prescribing the fees to be paid for the registration of motor vehicles as the same amended by Chapter 207, Acts of Sixteenth Legislative Assembly," respectfully report as follows: That H. B. No. 113 do not pass, but that Substitute for H. B. No. 113, entitled: "An Act to amend Sections 4, 5 and 6 of Chapter 75 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917, relating to their registration and licensing of motor vehicles and dealers prescribing a schedule of licenses therefor and repealing all Acts and parts of Acts in conflict herewith," do pass.

Report adopted.

COONEY, Chairman.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, have had under consideration H. B. No. 299 entitled: "An Act providing for a bounty on predatory animals; providing the method of levying a tax to provide for the same; providing for the maximum amount of such bounties and the manner of paying the same; providing for the appointment of bounty inspectors thereon, and prescribing their duties and powers, and providing that this Act shall not interfere with or repeal any part of the existing laws of the State relating to levying taxes for any paying bounties on predatory animals," respectfully report as follows: That H. B. No. 299 do pass.

Report adopted.

FELTON, Chairman.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration H. B. No. 220, introduced by Riggs, a bill for an Act entitled: "An Act to amend Section 1 of Chapter 23 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, relating to the powers of cities and towns, to provide band concerts for entertainment purposes," respectfully report as follows: That H. B. No. 220 be amended as follows: Strike out the words "and incorporated towns" in Section 1 line 2, after the words "third class" appearing in lines 1 and 2 of the bill, inserting the words "and incorporated towns" after the word "Montana" in line 2. Amend lines 3 and 4 by striking out the words "during months of June, July, August and September of each year." Amend line 6 by striking out the words "their general" insert in lieu thereof "and", insert after the word "fund" in line 6 the following words: "to be provided in accordance with the provisions of Section 2 of this act." Strike out in lines 9 and 10 the following words: "during the said months of June, July, August and September of each year." Amend Section 2 by striking out the whole thereof and inserting in lieu thereof the following: "Section 2. For the purpose of providing band concerts as in this act provided, the council, or other governing body in any town or city of the first, second or third classes, or any incorporated towns, may assess and levy in addition to the levy for general municipal or administrative purposes, not exceeding one mill on a dollar on the assessed value of the taxable property of the said city or town."

Section 3 to read as follows: "All acts and parts of acts in conflict herewith are repealed." Renumber Section 3 as Section 4, and as so amended the bill be reported back to the House with the recommendation that it do pass.

Report adopted.

MCDONALD (Silver Bow), Chairman.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration H. B. No. 181, introduced by Cavanaugh, a bill for an Act entitled: "An Act to permit the establishment of public fuel yards in cities and towns and provide for their support and maintenance, prohibiting discrimination in sale of fuel thereto and fixing penalties for the violation thereof," respectfully report as follows:

That H. B. No. 181 be reported back to the House with the recommendation that it do not pass.

Report adopted.

MCDONALD (Silver Bow), Chairman.

Mr. Speaker: We, your Committee on Affairs of Cities having had under consideration H. B. No. 268, introduced by McDonald of Silver Bow, A Bill for an Act entitled: "An Act providing for the creation of a police pension fund in cities of the first and second class and providing for a police pension board and prescribing the duty of the said board with reference to the care and distribution of said fund," respectfully report as follows: That House Bill No. 268 be amended as follows:

In Section 4, line 4, strike out the word "twenty-five" and inserting in lieu thereof "twenty", strike out the word "must" in Section 3 of line 4, and insert in lieu thereof the word "may". Amend Section 4 in line 3, by striking out the word "constitution" and insert in lieu thereof the word "constituted", strike out in Section 4, lines 5 and 6, the following: "or shall have reached the age of 30 years," and as so amended the bill be reported back to the House with the recommendation that it do pass.

Report adopted.

MCDONALD, Chairman.

Mr. Speaker: We, your Committee on Affairs of Cities having had under consideration H. B. No. 289, introduced by Committee on Affairs of Cities, Bill for an Act entitled: "An Act regulating the time within which an Action for the restoration to office by any person having been wrongfully or illegally moved or excluded from office, and also regulating the time within which an action shall be begun to recover salary or other emoluments of such office", respectfully report as follows: That H. B. No. 289 be reported back to the House with the recommendation that it do pass.

Report adopted.

McDONALD (Silver Bow), Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 293, entitled: "A Bill for an Act entitled: 'An Act to amend Section 2957 of the Revised Codes of Montana of 1907, as amended by Chapter 2 of the Session Laws of 1913, enumerating the Officers of a County'." respectfully report as follows: That H. B. No. 293 do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 266, entitled: "An Act to provide for the registration of electors counties of the first and second classes, and for giving of notice to such electors the times when registration will close and when elections will occur, and to provide for posting lists of the names of registered voters by precincts, and for the form of poll books," respectfully report as follows: That H. B. No. 266 do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 149 entitled: "An Act to amend Sections 7, 16, 17 and 18 of Chapter 122 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana relating to the manner in which electors may register, and the method of giving notice to electors of time of registration, and of preparing poll books and lists of electors for posting." Respectfully report as follows: That H. B. No. 149 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 156, entitled: "An Act permitting acquisition and transfer of real property by aliens eligible to citizenship, to same extent as citizens except otherwise provided by law; permitting other aliens and companies, associations and corporations in which they hold majority interest to acquire and transfer real property only as prescribed by treaty, but prohibiting appointment thereof of guardians of estates of minors consisting wholly or partially of real property shares in such corporations; providing for escheats in certain cases; requiring reports of property holding to facilitate enforcement of the Act; prescribing penalties for violation hereof." Respectfully report as follows: That H. B. No. 156 do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Military Affairs having had under consideration H. B. No. 17 relating to the burial of deceased Soldiers, Sailors and Marines, respectfully report as follows: That Substitute for H. B. No. 17 introduced by Committee on Military Affairs be substituted for House Bill No. 17, and that said Substitute do pass.

Report adopted.

STEVENS, Chairman.

Mr. Speaker: We, your Committee on Military Affairs having had under consideration H. J. Mem. No. 7, being a resolution entitled: "A resolution memorializing Congress for the passage of Legislation now pending before Congress for the care and rehabilitation of our Soldiers, Sailors and Marines who were injured in the Late War." Respectfully report as follows: That Substitute for H. J. Mem. No. 7, introduced by the Committee on Military Affairs, be substituted for House Joint Memorial No. 7, and that said Substitute do pass.

Report adopted.

STEVENS, Chairman.

Mr. Speaker: We, your Committee on Military Affairs having had under consideration H. B. No. 193, being a Bill for an Act entitled: "An Act providing for the payment of equalized compensation to each Soldier who served in the Military or Naval Forces of the United States during the War between the United States and the German Empire and Its Allies." Respectfully report as follows: That H. B. No. 193 do pass.

Report adopted.

STEVENS, Chairman.

Mr. Speaker: We, your Committee on Agriculture having had under consideration Substitute Bill for Senate Bill No. 113, by Harmon, entitled: "An Act to provide for the formation of co-operative agricultural or horticultural associations, instituted for the purpose of mutual help, and not conducted for profit, and for other purposes." Respectfully report as follows: That Sub. B. No. 113 be concurred in.

Report adopted.

CONSER, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 200, entitled: "An Act to exempt from taxation property of Veterans of the Civil War and Spanish American War, and their wives and widows to the value of one thousand dollars." Respectfully report as follows: That H. B. No. 200 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 179, entitled: "An Act to amend Section 3257 of the Revised Codes of the State of Montana of 1907, relating to the duties of City Treasurers." Respectfully report as follows: That substitute bill introduced by the House Judiciary Committee entitled: "An Act authorizing City Treasurers to appoint such Deputies, Clerks and Assistants as may be allowed by Law be substituted for original H. B. No. 179 and that said Substitute Bill do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions having had under consideration H. B. No. 291, introduced by Faust, A. F. for an Act entitled: "An Act to repeal Chapter 21 of the Laws enacted at the extraordinary session of the 16th Legislative Assembly of the State of Montana approved August 11th, 1919, relating to the Montana Trade Commission." Respectfully report as follows: That H. B. No. 291 do pass.

Report adopted.

DODDS, Chairman.

Mr. Speaker: We, your Committee on Public Utilities and State Commissions having had under consideration H. B. No. 254, introduced by O'Hara, a Bill for an Act entitled: "An Act to amend Chapter 52 of the Laws of the 16th Legislative Assembly entitled: 'An Act making the Board of Railroad Commissioners of the State of Montana ex-officio a Public Service Commission for the regulation and control of certain public utilities; prescribing the manner in which such public utilities shall be regulated and controlled, requiring such public utilities to furnish reasonably adequate service and facilities; prohibiting unjust and unreasonable charges for services rendered by such public utilities; providing penalties for violations of the provisions of this Act; authorizing such public service commission to appoint an expert engineer to employ clerks and assistants and making an appropriation for carrying out the provisions of this Act'."

That the title be amended by adding thereto the following words: "adding thereto one new Section to be known as Section 3A". Respectfully report as follows: That H. B. No. 254 do pass, as amended.

Report adopted.

DODDS, Chairman.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs having had under consideration H. B. No. 119, introduced by Goodman, A. Bill for an Act entitled: "An Act to regulate the occupation of barbering; to create a board of barber examiners; providing, for the examining and licensing of persons to carry on such practice, to insure better education of such practitioners; providing for the appointment of inspectors; to provide rules regulating the practice of sanitation of barber shops, schools and colleges, preventing the spreading

agious diseases, thereby insuring to the general public cleaner and better service by creating a board of barber examining fund, making a violation hereof a misdemeanor." Respectfully report as follows: That H. B. No. 119 be reported to the House with the recommendation that it do pass.
Report not adopted.

RIXON, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 282, introduced by Committee on Appropriations, a Bill for an Act entitled: "An Act regulating the form, style and manner of computation of the Printing," beg to report same back to the House with the recommendation that it do pass.
Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 106, a Bill for an Act entitled: "An Act to repeal Section 195 of the Revised Codes of 1907, relating to the Bond of the Attorney General," beg to report same back to the House with the recommendation that it do not pass.
Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations to whom was referred H. B. No. 189, introduced by the Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims, arising out of the operation of the Huntley Sub-Station for the year ending February 28, 1921," beg to report same back to the House with the recommendation that it do pass.
Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 252, introduced by the Committee on Appropriations, a Bill for an Act entitled: "An Act to appropriate money for the payment for printing and binding the reports and opinions of the Attorney General for the year beginning November 1, 1918, and ending November 30, 1920," beg to report same back to the House with the recommendation that it do pass.
Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Workmen's Compensation having had under consideration H. B. No. 183, entitled: "An Act to provide for the periodic inspection of elevators operated in places of employment in this State; to require a permit for such operation; to make it a misdemeanor to operate such elevator without such permit; and to provide for an injunction against such operation if dangerous to the life or safety of employees; to vest in the Industrial Accident Board the power to make such inspections and determine the competency of inspectors, and require reports of inspection and to issue such permits and prescribe maximum fees therefor." Respectfully report as follows: That H. B. No. 183 do not pass.
Report adopted.

SHOEMAKER (Yellowstone), Chairman.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration H. B. No. 56, entitled: "A Bill to amend Chapter 96 of the Session Laws of 1914, relating to the extent of medical and hospital services and medicines to be furnished injured employees." Respectfully report as follows: That H. B. No. 56 do not pass, and offer herewith a substitute bill prepared in joint conference of the Senate and House Compensation Committees, which bill embodies the essentials of the original bill with amendments, and recommend that substitute for H. B. No. 56 do pass.

Report adopted.

SHOEMAKER (Yellowstone), Chairman.

Mr. Speaker: We, your Committee on Public Health and Sanitary Affairs having had under consideration H. B. No. 260, introduced by Ways and Means Committee, a Bill for an Act entitled: "An Act to amend Section 10, Chapter 1 of the Session Laws of 1911, providing for the licensing of Public Eating Places, Confectioneries, Meat Markets, Slaughter Houses, Packing Plants, Confectioneries, Ice Cream Parlors, Soft Drink Establishments, and Bottling Works, and regulating fees to be charged for said licenses." Respectfully report as

follows: That H. B. No. 260 be reported back to the House with the recommendation that it do pass.

Report adopted.

RHOADS, Chairman.

Mr. Speaker: We, your Committee on State Boards and Officers, having under consideration H. B. No. 290, introduced by Johnson of Silver Bow, a bill for an Act entitled: "An Act to amend Article I, of Chapter III of the Penal Code of the Revised Codes of Montana of 1907, relating to State Libraries by adding an additional section thereto to be known as Section 123A and provide for the permanent location of the Historical and Miscellaneous Library of the State of Montana at the University of Montana at Missoula, under certain conditions."

Respectfully report as follows: That H. B. No. 290 be reported back to the House with the recommendation that it do not pass.

Report adopted.

DILLAVOU, Chairman.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration S. B. No. 159, by Griffin, entitled: "An Act amending Section of Chapter 153 of the Montana Session Laws of 1917, providing for the extermination of gophers and prescribing the manner in which the expense of the exterminating of the same shall be paid," respectfully report as follows: That S. B. No. 159 be amended by inserting in line 1 of the title, after the words "Section 3 of" the words "Chapter 96 of the Montana Session Laws of 1917 as amended by", and striking out in line 2 the figures "1917" and inserting in lieu thereof the figures "1919"; also by striking out in Section 1, line 1, the figures "153" and inserting in lieu thereof the figures "96" and in line of Section 1 after the word "Laws" inserting "as amended by Chapter 153 of the 1919 Montana Session Laws"; and as so amended that the bill be concurred in.

Report adopted.

CONSER, Chairman.

Mr. Speaker: We, your Committee on Engrossment to whom was referred H. B. Nos. 5 and 125 beg leave to report same back correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker: We, your Committee on Agriculture, having had under consideration H. B. No. 286, by Dunbar, entitled: "An Act repealing Chapter 150 of the Session Laws of the Fifteenth Legislative Assembly of 1917, approved by the people at the General Election held November 5, 1918, authorizing the State of Montana to issue bonds in the sum of \$250,000 for the purchasing or building of a terminal grain elevator," respectfully report as follows: That H. B. No. 286 do pass.

Report adopted.

CONSER, Chairman.

The Speaker Pro Tem gave notice and signed in open session the following bills:

S. Res. No. 5, by McKay.

Sub. for S. B. No. 121, by Mains.

S. B. No. 106, by Larson.

S. B. No. 129, by Greening.

S. B. No. 138, by Greening.

S. B. No. 101, by Edwards.

S. B. No. 137, by Leuthold.

S. B. No. 110, by Harmon.

H. B. No. 122, by Committee on Appropriations.

On motion, by Cooney, duly seconded and carried, H. B. No. 192 was taken from Special Order of Business for tomorrow and placed at head of General Orders for today.

On motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 301, by Boorman, by request. A Bill for an Act entitled: "An Act authorizing cities and towns of this state to levy a tax for the purpose of advertising the possibilities and advantages of such city or town as a home as a location for factories or other legitimate enterprises; and providing a manner of collection and expenditure thereof." Referred to Committee on Affairs of Cities.

H. B. No. 302, by Committee on Military Affairs. A Bill for an Act entitled: "An Act to amend Chapter 190 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to Athletic Commissions, by adding a Section to be known as Section 4A, providing certain regulations to govern contests and exhibitions under athletic Commissions." Referred to Committee on Military Affairs.

H. B. No. 303, by Judiciary Committee. A Bill for an Act entitled: "An Act amending Section 3840 of the Revised Codes of Montana of 1907, and providing the proportion of capital stock or number of members of a corporation necessary to form a quorum at stock-holders' meetings; also providing the qualification of stock-holders or members to vote at such meetings and providing for adjournments thereof." Referred to Committee on Judiciary.

H. B. No. 304, by Anderson. A Bill for an Act entitled: "An Act to create the county of Sandstone, designate its boundaries, provide for its organization and government and to change the boundaries of Custer, Prairie, Hill and Carter Counties to conform thereto." Referred to Committee on Town and Counties and Divisions.

H. B. No. 305, by Silver. A Bill for an Act entitled: "An Act relating to the office of County Surveyor; defining the duties and qualifications and defining the qualifications of deputies." Referred to Committee on Judiciary.

H. B. No. 306, by Committee on Insurance. A Bill for an Act entitled: "An Act requiring all persons engaged in the business of adjusting losses under Fire, Hail or Marine Insurance policies in this State to procure licenses therefor; fixing the amount of the license fees to be paid by such persons; prescribing the duties of adjusters; and prescribing penalties for violations of the provisions of this Act." Referred to Committee on Insurance.

H. B. No. 310, by Committee on Insurance. A Bill for an Act entitled: "An Act defining how deposits are to be made with the Commissioner of Insurance of the Securities required to be deposited, and a penalty for the violation by the Commissioner of his duties in regard thereto." Referred to Committee on Insurance.

H. B. No. 311, by Snell. A Bill for an Act entitled: "An Act requiring the heating of street cars and providing penalties for the violation of this Act." Referred to Committee on Public Utilities and State Commissions.

H. B. No. 307, by Dowlin (Yellowstone). A Bill for an Act entitled: "An Act appropriating money to reimburse James Hartley & Co. for one-half of the expenditure incurred on account of damage to metallurgical building of school mines during course of construction." Referred to Committee on Appropriations.

H. B. No. 308, by Wade, on request. A Bill for an Act entitled: "An Act to amend Section 1 of Chapter III of the Session Laws of the Thirteenth Legislative Assembly relating to salaries of mayor and aldermen." Referred to Committee on Affairs of Cities.

H. B. No. 309, by Committee on Insurance. A Bill for an Act entitled: "An Act to amend Section 4117 of the Revised Codes of the State of Montana defining the method of ascertaining the net value of life insurance policies, and requiring the deposits of securities therefor, and providing for the change and withdrawal of securities." Referred to Committee on Insurance.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the House now resolved itself into a Committee of the Whole for the consideration of General Orders, all bills to be read by title and Section Number only, except upon demand of one member that they be read at length.

GENERAL ORDERS.

Smith in Chair.

House resumed.

Speaker Pro Tem in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Business on General Orders, respectfully report as follows: That

House Bill No. 192 do pass with the following amendment: Amend Section 1 by adding thereto the following: "Provided, however, that the foregoing provisions shall not apply to any school district which did not make a levy in the preceding year."

H. B. No. 186 do not pass.

H. B. No. 223 do pass.

H. B. No. 218 do pass.

H. B. No. 211 do pass.

H. B. No. 209 do pass.

H. B. No. 176 do pass.

H. B. No. 134 do pass.

H. B. No. 164 do pass with the following amendment: Amend Section 4 by striking out all of Sec. 4 beginning with the word "We" in line 6 to the word "Judgment" in line 12, and inserting in lieu thereof the words "Constitutional Oath." Amend Section 4 Sub-section 20 by striking out in lines 13 and 14 of the printed Bill the words: "who shall call them upon receipt of five requests for examinations." Amend Section 2 Sub-section 16 by striking out in line 54 the following: "Examiners shall otherwise determine", and inserting in lieu thereof the words "Coal Mine Examiners as provided for in the Act shall otherwise determine."

H. J. M. No. 9 do pass with the following amendment: amend title by striking out in line 10 the word "order" and inserting in lieu thereof the word "side".

H. J. M. No. 10 do pass.

H. B. No. 6 do pass.

H. B. No. 236 do pass.

Sub. H. B. No. 166 do pass.

H. B. No. 240 do pass.

H. B. No. 244 be re-referred to Judiciary Committee.

H. B. No. 210 do pass.

H. B. No. 206 do pass with the following amendment: Amend Section 1 by striking out in line 2 Figure "10" and inserting in lieu thereof the figure "9". Amend Title by striking out in line 4 the figure "10" and inserting in lieu thereof the figure "9".

H. B. No. 175 do pass with the following amendment: Amend Section 1 by adding the words "personally" after the word "her" in line 2 of printed bill.

Sub. S. B. No. 22 be concurred in as amended by Standing Committee.

S. B. No. 184 be concurred in as amended by Standing Committee.

Report adopted.

SMITH, Chairman.

On motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 312 by Silver. A Bill for an Act entitled: "An Act authorizing the formation of Metropolitan Park District; providing for Park officials; fixing their powers and duties; authorizing a tax levy for park purposes; limiting the indebtedness of Metropolitan Park Districts; specifying the method of incurring additional indebtedness and authorizing the issuance and payment of bonds of Park Districts; authorizing Park improvements to be paid for on local assessment plan, and authorizing Park bonds established hereunder, to assume existing indebtedness against Park property coming into the control of such Board and providing an alternative method of creating and establishing Park

stricts for cities not desiring to establish Metropolitan Park Districts as provided herein." Referred to Committee on Affairs of Cities.

H. B. No. 313, by Arnold. A Bill for an Act entitled: "An Act to create a county of Redwater, designate its boundaries and provide for its organization and government, and to change the boundaries of Dawson, McCone and Chland Counties to conform thereto." Referred to Committee on New Counties and Divisions.

H. B. No. 314, by Austin. A Bill for an Act entitled: "An Act to amend Section 9 of Chapter 86 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, entitled: 'An Act providing for the execution, filing, renewal, and foreclosure of chattel mortgages; defining the rights of subsequent mortgages; providing penalty for the violation of the provisions of this Act; prescribing the procedure and practice in attaching mortgaged property; providing that chattel mortgages now in force shall not be affected by the provisions of this Act; and repealing Sections 5757, 5758, 5759, 5760, 5761, 5762, 5763, 5764, 5766, 5767, 5768, 5769, 5770, 5771, 5772, 5773, of the Revised Codes of the State of Montana of 1907, respecting the filing of Chattel Mortgages, providing for the protection of creditors against the effect of unsatisfied Chattel Mortgages from the County in which it is situated at the time of the execution of the mortgage; and repealing Section 1 of Chapter 94, of the Laws of the Thirteenth Legislative Assembly of the State of Montana.'" Referred to Committee on Judiciary.

H. J. M. No. 15, by Scofield, to the Honorable Senate and House of Representatives of the United States in Congress Assembled, asking them to pass an Enabling Act by which the people of Eastern Montana may segregate their territory and frame their State Constitution and thereby become a Sovereign State of the Union. Referred to the Committee on Federal Relations.

Pursuant to a motion by Conser that a Committee of three be appointed to act with a like Committee from the Senate to prepare a program in commemoration of the life and achievements of George Washington, the Speaker appointed the following: Conser, Chairman; Reeves, Kemp.

On motion House adjourned until 11:00 o'clock A. M., Wednesday, February 15th.

Test:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FORTY-FIFTH DAY

House of Representatives, February 16th, 1921.

House met at 11:00 o'clock A. M., pursuant to adjournment.

Speaker Pro Tem in Chair.

Prayer by Chaplain.

Roll called and all present except: Brooks, Johnson (Fergus), Carlson (Lincoln) (Rosebud), Scharnikow, Warren, and Mr. Speaker, excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, have this day examined the Journal for the Forty-fourth day, and have found the same to be correct. Report adopted.

JOHNSON, of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion, duly seconded and carried, were considered as having been read at this time.

Speaker:

February 15, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were read third time and passed, title agreed to and the same are hereby transmitted to the House for its concurrence:

Senate Bills Nos. 81, 118, 124, 128, 142, 164, 166, 178, 180, 183, 188, 194, 199, 201, 205, 209, 210, 211, 212, 216, 222, and 227.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 15, 1921.

I am directed by the Senate to inform your Honorable Body that House Bills Nos. 88 and 123 were referred to the Committee on Finance and Claims and said Committee recommended that the Bills be not concurred in, with report was adopted, and the Bills are herewith returned to the House.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 15, 1921.

I am directed by the Senate to inform your Honorable Body that Sub. Senate Bill No. 109, introduced by Donlan: "An Act relating to Motion Picture films or reels; providing a system of examination, approval and regulation thereof, and of the banners, posters, and other like advertising matter used in connection therewith; creating the Board of Censors; and providing penalties for the violation of this Act," was this day read third time and passed, agreed to and the same is herewith transmitted to the House for its concurrence.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 15, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times and referred to the Committees designated:

Senate Bill No. 247, by Booth, Slattery, Burlingame, Paul, Stewart, Coburn, Lewis, Parker, and Kirton. A Bill for an Act entitled: "An Act for the general revision of the civil and criminal practice Acts of Montana, relating to exceptions, bills of exceptions, new trials and appeals, and amending Section 64, 6785, 6788, 6792, 6795, 6796, 6797, 6799, 7098, 7099, 7113, 7115, 9347, and 9352 and repealing Sections 6786, 7112 and 7114 of the Revised Codes of Montana of 1907, and repealing Chapter 148 of the Laws of the Fourteenth Legislative Assembly of Montana of 1915, and all Acts and parts of Acts in conflict herewith." Referred to Committee on Judiciary.

Senate Bill No. 248, by Greenup. A Bill for an Act entitled: "An Act to amend Section 3 of Chapter 206, of the Laws of the Sixteenth Legislative Assembly of Montana of 1919, relating to persons slaughtering cattle." Referred to Committee on Stockgrowing and Grazing.

Senate Bill No. 249, by White, by request. A Bill for an Act entitled: "An Act to amend Chapter 76 of the Laws of 1913, relating to the establishment and maintenance of a general uniform and thorough system of public free schools." Referred to Committee on Education.

Senate Bill No. 250, by Hazelbaker. A Bill for an Act entitled: "An Act to provide for the refinement of all oil produced within the State of Montana and from any and by all lands leased by the State of Montana." Referred to Committee on Oils and Leases.

Senate Bill No. 251, by Hazelbaker. A Bill for an Act entitled: "An Act to regulate corporations, associations and persons engaged in this State in the business of transporting natural gas through pipe lines, regulating the purchase of natural gas by pipe lines, conferring jurisdiction upon the Railroad Commission to enforce this Act and providing penalties for violation of this Act." Referred to Committee on Oils and Leases.

Senate Bill No. 252, by Lewis. A Bill for an Act entitled: "An Act to abolish the office of State Parole Commissioner and to repeal Chapter 13 of the Session Laws of the Thirteenth Legislative Assembly, relating thereto." Referred to Committee on Judiciary.

Senate Bill No. 253, by Haley. A Bill for an Act entitled: "An Act to provide for the classification of lands in the State of Montana for assessment and taxation purposes, and to authorize the Board of County Commissioners to cause such classification to be made, and to provide for a tax levy to pay for the cost thereof, and to provide for the payment of indebtedness incurred by counties acting under the provisions of Chapter 89 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and to repeal

Chapter 89 of the Laws of the Sixteenth Legislative Session of the Legislative Assembly of the State of Montana." Referred to Committee on Judiciary.

Senate Bill No. 254, by Parker. A Bill for an Act entitled: "An Act to detach Jefferson County from the Fifth Judicial District and to annex it to the First Judicial District of the State of Montana." Referred to Committee on Judicial Districts.

Senate Bill No. 255, by Foster. A Bill for an Act entitled: "An Act to permit common carriers to carry free or at reduced rates secretaries of commercial clubs or officers or representatives of farmers' organizations for travel during the performance of duties of such organizations." Referred to Committee on Railroads and Transportation.

Senate Bill No. 256, by Foster. A Bill for an Act entitled: "An Act to amend Section one of Chapter 99 of the Session Laws of the Sixteenth Legislative Assembly, entitled: "An Act to amend Section 4313, 4315, and 4317 of the Revised Codes of the State of Montana of 1907, relating to liability for killing stock." Referred to Committee on Stockgrowing and Grazing.

Senate Bill No. 257, by Burlingame. A Bill for an Act entitled: "An Act to provide retirement compensation for honorable and extended service in the Judicial Department of State." Referred to Committee on Judiciary.

Senate Bill No. 258, by Booth. A Bill for an Act entitled: "An Act to amend Chapter 30 of the Laws of the Sixteenth Legislative Extraordinary Assembly of 1919." Referred to Committee on Judiciary.

Senate Joint Memorial No. 3, by Griffin, relative to Battle of Bear Paw National Monument." Referred to Committee on Federal Relations.

House Bill No. 174, by Haynes. A Bill for an Act entitled: "An Act to amend Chapter 28 of the Montana Session Laws of 1917, being an Act to prohibit gambling on games played upon pool and billiard tables; to punish those who participate therein, as well as those who conduct or carry on such games, and to provide for early closing of all pool halls, billiard halls, bowling alleys and other places where pool or billiards is played." Referred to Committee on Public Morals.

House Bill No. 145, by Chatfield. A Bill for an Act entitled: "An Act to amend Section 20, Chapter 173 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917." Referred to Committee on Fish and Game.

House Bill No. 197, by Swift. A Bill for an Act entitled: "An Act requiring Publication by County Superintendents of Schools of an annual report of the financial conditions and transactions of School Districts." Referred to Committee on Education.

Substitute for House Bill No. 75, by Dillavou. A Bill for an Act entitled: "An Act providing for the appointment of special agents, prescribing and defining their powers and duties, and providing for their compensation and creating a fund for the payment of compensation and expenses of such special agents." Referred to Committee on Public Morals.

House Bill No. 139, by Committee on State Boards and Officers. A Bill for an Act entitled: "An Act to co-ordinate the activities of the State of Montana in the interest of the health and welfare of children, under the supervision of the State Board of Health, and to that end to repeal Sections 1661, 1665, 1666 and 1667 of the Revised Codes of Montana, 1907, and to repeal Chapter 36 Laws of Montana, Eleventh Session 1909, and to repeal Chapter 127 of Montana Twelfth Session 1911, and to repeal Chapter 102 of the Laws of Montana of the Thirteenth Session of 1913, and providing that actions pending under such Laws as are hereby repealed shall not abate." Referred to Committee on Sanitary Affairs.

House Bill No. 167, by Special Joint House and Senate Committee. A Bill for an Act entitled: "An Act to amend Sections 1, 2, 2(b), 8, and 10 of Chapter 10 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana as amended by Chapter 34 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, entitled: 'An Act to create a State Board of Hail Insurance; defining the duties and powers of said Board and public officers in connection therewith; providing for the levy and collection of taxes on all lands subject to injury or destruction by hail of all tax payers who may elect to become subject to the provisions of this Act; providing

for a Hail Insurance Fund; providing for the appointment of appraisers for appraisal and adjustment of losses and the settlement therefor; and repealing all Acts which may in any way conflict with this Act; by providing for zoning of the State and borrowing of money by the State Board of Hail Insurance." Referred to Committee on Agriculture.

Substitute for Senate Bill No. 221, by Booth. A Bill for an Act entitled: "An Act amending Sections 4413, 4415, and 4416 of the Revised Codes of Montana of 1907," relating to foreign corporations.

Substitute for Senate Bill No. 235, by Heren. A Bill for an Act entitled: "An Act regulating the renewal and renewals of leases of oil and gas land in the State."

Substitute for Senate Bills Nos. 238 and 245, by Leuthold and Whit. A Bill for an Act entitled: "An Act creating, fixing and establishing a standard grade for certain species of hay sold or offered for sale within the State of Montana; providing that it shall be unlawful to sell or offer for sale within the State of Montana any species of hay so standardized unless such species of hay meets the requirements of this Act; providing a penalty therefor and repealing all acts or parts of Acts in conflict herewith."

Senate Bill No. 259, by Lowe. A Bill for an Act entitled: "An Act relating to the compensation of certain State Officers, Deputies and Clerks." Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Mr. Speaker:

February 15, 1921

I am directed by the Senate to inform your Honorable Body that the committee of the Whole, to whom was referred Business on General File, respectively report as follows:

Substitute for Senate Bill No. 81 and recommend that same do pass.
S. B. No. 118 and recommend that same do pass.

Senate Bill No. 124 and recommend that same do pass.

Substitute for Senate Bill No. 128 and recommend that same do pass.

Senate Bill No. 130 and recommend that it be placed on General File for tomorrow.

Senate Bill No. 142 and recommend that same do pass.

Senate Bill No. 164 and recommend that same be amended as follows: Amend Section 2 by adding in line 5 after the word "products" the following: "The feasibility of the construction of a cement plant by the State of Montana in which the inmates of the State Prison may be employed," and as amended that same do pass.

Senate Bill No. 166 and recommend that same do pass.

Senate Bill No. 178 and recommend that same be amended as follows: Amend Section 1 by striking out in line ten, the words "At the time of default and inserting in lieu thereof the words "default having occurred in the conditions of the mortgage", and as amended recommend that same do pass.

Senate Bill No. 179 and recommend that same do pass.

The above report was adopted.

LOY, Chairman

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Mr. Speaker:

February 15, 1921

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Engrossed Bills reported Senate Bill No. 205 correctly engrossed.

Committee on Finance and Claims reported that a vacancy had occurred, due to the necessity of Senator Kinney's forced absence from the Senate. The Committee on Committees beg leave to submit the name of Senator Leuthold to fill the vacancy.

Committee on Labor and Capital reported Senate Bill No. 177, by Anderson. A Bill for an Act entitled: "An Act relating to the employment of Honorably discharged soldiers, sailors of the United States, and their widows in the Police

departments and upon all public works of the State of Montana; and of communities thereof; and providing for the recording of certificates of honorable discharges of said soldiers," recommend that same be amended by adding to Section 1, after the word "involved", the following: "Provided, that nothing in this Act shall apply to Soldiers who for any reason refused to take up arms in defense of their Country." Amend Section 2, by striking out in line (5) the words "in the Late War with Germany and its Allies." Amend Section 3, by striking out all of Section 3, and as amended do pass.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker: February 15, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully report as follows:

Senate Bill No. 180 and recommend that same do pass.

Senate Bill No. 183 and recommend that same do pass.

Senate Bill No. 194 and recommend that same do pass.

Senate Bill No. 197 and recommend that same do pass.

Senate Bill No. 190 and recommend that same be amended as follows: Amend Section one by striking out in line 4 the words "the expiration of one year" and as amended recommend that same do pass.

Senate Bill No. 201 and recommend that same do pass.

Senate Bill No. 209 and recommend that same be amended as follows: Amend the title by striking out the words "National Leprosorium" and insert in lieu thereof the words "Federal Home for Lepers", and as amended recommend that same do pass.

Senate Bill No. 210 and recommend that same do pass.

Senate Bill No. 211 and recommend that same do pass.

Senate Bill No. 212 and recommend that same do pass.

Senate Bill No. 216 and recommend that same be amended as follows: Amend Section 9 by striking out in line 2 the words "in equity" and as amended recommend that same do pass.

Senate Bill No. 217 and recommend that same be amended as follows: Amend Section 1 by inserting in line 3 of the printed bill between the word "and" and the word "article" the words "beverage or".

Amend Section 1 by adding after the word "Montana" in line 2 the word "owingly," and that same be referred to the Judiciary Committee.

Senate Bill No. 219 and recommend that same be amended as follows: Amend by inserting in line 2, Section 1, after the word "towns" the words "with a population of two thousand five hundred or less".

Amend by striking out Section 3, and that same be re-referred to Committee on Roads and Highways.

Senate Bill No. 220 and recommend that same do not pass.

Senate Bill No. 222 and recommend that same do pass.

Senate Bill No. 227 and recommend that same do pass.

Senate Bill No. 206 and recommend that same be amended as follows: Amend Section 1, line 2, after the word "Board," insert the following: Hereafter, as the terms of office of the present members of the Board expires, the Board shall be composed and represented by two sheep men, two cattlemen, two farmers, and one horse raiser, all actively engaged in their respective occupations, and that same be re-referred to Committee on Stock-raising and Grazing.

CONE, Chairman.

Upon motion of Senator Larson, duly seconded and carried, Senate Bill No. 206 was segregated from the above report and re-referred to the Committee on Roads and Highways.

Upon motion of Senator Cone, duly seconded and carried, the above report as amended was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 15, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Donlan and the vote of the Senate, the Senate concurred in House amendments to Senate Bill No. 100.

Moved by Senator Slattery that Senate Bill No. 179 be re-referred to General File for tomorrow, which motion carried.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 15, 1921.

I am directed by the Senate to inform your Honorable Body that the following bill was introduced, read first and second times and referred to Committee designated:

Senate Bill No. 260, by Dearborn. A Bill for an Act entitled: "An Act to amend Section 7 of Chapter 226 of the Session Laws of the Sixteenth Legislative Assembly, entitled: 'An Act to provide for the creation, organization and classification of new counties; for locating county seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties; and to repeal Chapter 139 of the Session Laws of the Fourteenth Legislative Assembly of 1911, relating to the manner of settlement of indebtedness between old and new counties, and providing that such indebtedness shall be an asset of the creditor county.'" Referred to Committee on New Counties and Divisions.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 15, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Heren, duly seconded and carried, the President was authorized to appoint a Committee of three to act in conjunction with a like Committee from the House to arrange a program for Washington's Birthday. The President appointed on such Committee Senators Junod, Gallwey and Giblin.

Upon motion by Senator Lewis, duly seconded and carried House Bill No. 136 was taken from General File and re-referred to the Committee on Sanitary Affairs.

It was moved by Senator Edwards, duly seconded and carried, that Senate Bills be given preference over House Bills until the Fiftieth Day.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 15, 1921.

I am directed by the Senate to inform your Honorable Body that Standing Committees reported as follows:

Committee on Engrossed Bills reported Senate Bill No. 188 and Substitute for Senate Bill No. 109 correctly engrossed.

Committee on Counties, Towns and Municipal Corporations reported Senate Bill No. 99, by Donlan. A Bill for an Act entitled: "An Act authorizing County Commissioners to fix the number, compensation, term and tenure of office of all deputies, assistants, clerks and stenographers employed by all County Officers," recommended that same be amended as follows: Amend Section 1, line 1 by striking out the words "or assistant" after "deputy".

Amend Section 4 by striking out lines 4, 5, and 6, and as so amended the bill do pass.

Committee on Fish and Game reported Substitute for House Bill No. 1, by Committee on Fish and Game. A Bill for an Act entitled: "An Act relating to the protection and propagation of fish and game, creating a state fish and game commission and defining its powers, duties and compensation; providing for the appointment of a State Fish and Game Warden and Deputies, and defining their powers, duties and compensation; regulating the operation and building of Fish Hatcheries; and the appointment of officials and employees therefor; creating a fish and game fund and governing the use; regulating the establishment of fish and game districts, preserves and refuges; providing penalties for the violation of this Act, and repealing all Acts and parts of Acts

in conflict herewith." recommended that the same be concurred in with the following amendments:

Fish and Game Executive Committee Meeting.

The following amendments have been agreed upon for Substitute for House Bill No. 13:

1. At the end of Section 2, add the following: Provided, further that member of this Commission shall be a farmer, one member shall be a stockman and one member be a member of a sportsman's organization.

2. Amend Section 4, line 23, page 3, by inserting after the word "Montana" the following: "And it shall have the authority to appropriate moneys from funds at its disposal for the extermination or eradication of predatory animals that destroy fish and game."

Further amend said Section 4, line 7, page 4, after the words "of fish screens" by inserting the words "upon dams", however shall be installed and maintained at the proper cost and expense of the owner or owners of dams.

Further amend said Section 4, line 11, page 4, after the period following the word "ditches", by inserting the following: "and to maintain said fish screens or fish wheels after the installation thereof, in such a manner that damages shall result therefrom to the owner or owners of the Irrigation Ditches or ditches in which said fish screens or fish wheels are installed."

Further amend said Section 4, by striking out that part of lines 33, 34, page 4 and part of line 1 on page 5 which reads as follows: Except where proposed game refuge or preserve will be partly or wholly within a National Forest" and,

Further amend said Section 4, line 33 page 4, after the word "Hunting" by inserting the following: "provided, however, that no refuge, preserve or sanctuary shall be set aside or created by the Commission except that the same be petitioned for by 75% of the actual property owners to be included in the proposed boundaries of said refuge, preserve or sanctuary or in case there are no property owners within the proposed boundaries of said area proposed to be set aside, then by a petition to the Commission, signed by 75% of those directly interested or affected financially by the setting aside of said area."

Further amend said Section 4, line 8, page 5, after the word "act" by inserting the following: "after petition has been duly filed with the Secretary of the Commission praying that an area shall be set aside for any purpose or purposes in this section enumerated, the said secretary shall immediately publish a notice in a paper of general circulation in the County in which said area is proposed, that a hearing in connection therewith will be held at the Court House in said County on a day not less than fifteen days from date of first publication to be specified in said notice at which time and place all interested parties shall have the right to appear and be heard. In case the area proposed to be set aside is in more than one County the Commission shall have the right to designate the place in either County, but notice must be given at said meeting in a paper of general circulation in all counties affected.

3. Amend Section 7, lines 20, 21, page 5, by striking out the following in part of said lines: "as may be necessary" and insert after the word "Warden" on line 20, the following: "Not exceeding eight (8) in number."

At the end of Section 7 after the word "Warden" on line 31, page 6, add the following: "Provided, however, that upon the presentation to the Commission of a proper petition from any defined District, showing the necessity therefor, the Commission may employ for a limited period of time a special Game Warden, to patrol said District and enforce the game and fish laws of the State of Montana therein, and to perform such duties in said District as may be prescribed by said Commission for the limited time for which they are so employed", and further, such special deputy game wardens shall receive in compensation four dollars and fifty cents (\$4.50) per day for services rendered and all expenses not to exceed two Dollars (\$2.00) per day.

4. Amend Section 8, line 32, page 6 by striking out the words "Civil Service" and inserting in lieu thereof, after the words "under" the word "qualifications".

Further amend said Section 8, line 2, page 7, by striking out the words "Civil Service."

5. Amend Section 14, line 13, page 11, after the word "Officers" by striking out the word "Federal".

Amend Section 14, line 16, page 11, by striking out the words "Federal" after the word "all" and before the word "State".

6. Amend Section 16, line 18, page 11, by striking out the words and figures "three Thousand (\$3,000.00)" and inserting in lieu thereof the words "Twenty-five Hundred (\$2,500.00)" and that the said Bill be reprinted and put on desks before being put on general file.

Committee on Finance and Claims reported House Bill No. 133, A Bill for an Act entitled: "An Act fixing and prescribing the legal maximum rate and standard of payment for all publications required by Law, or duly authorized, to be made by or on behalf of the State of Montana, or any of its institutions, departments, Boards, bureaus, commissions, officers, agents or employees acting within the scope of their authority, respectively, and fixing a basis of measurement and providing for an oath of the publisher, and penalties for the violation of this Act, and repealing all Acts and parts of Acts in conflict with this Act," and recommended same be concurred in.

Also House Bill No. 194, a Bill for an Act entitled: "An Act to amend Section 5, of Chapter 205, Session Laws of the Sixteenth Legislative Assembly, the same being 'An Act to provide a budget system for the control of all expenditures of State money,'" recommended that same be concurred in.

House Bill No. 190, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims for requisitions for prisoners for the year ending February 28th, 1921," and recommended that same be concurred in.

Also House Bill No. 38, a Bill for an Act entitled: "An Act appropriating money for the mileage and per diem of Presidential Electors elected at the General Election November 2nd, 1920, from their respective residences to Helena, Montana, January 10th, 1921, and return," and recommended that same be concurred in.

Also House Bill No. 187, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Somers Fish Hatchery for the year ending February 28th, 1921," and recommended that same be concurred in.

Also House Bill No. 184, a Bill for an Act entitled: "An Act appropriating money for the payment of Deficiency Claims arising out of the operation of the State Board of Horticulture for the year ending February 28th, 1921," and recommended that same be concurred in.

Also House Bill No. 188, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the corporation Income Tax Refunds for the year ending February 28th, 1921," and recommended that same be concurred in.

Also Senate Bill No. 241, a Bill for an Act entitled: "An Act to amend Section 2756 of the Revised Codes of Montana of 1907 as amended by Chapter 54 of the Laws of the Seventeenth Legislative Assembly of 1921, relating to apportionment of License Fees," and recommend that the same do pass.

Also House Bill No. 123, a Bill for an Act entitled: "An Act to amend Section 144 of the Revised Codes of 1907, relating to Consolidated Boards," and recommended that the same be not concurred in.

Also House Bill No. 88, a Bill for an Act entitled: "An Act to abolish the 'State Board of Health Maintenance Fund' the 'State Fire Marshal's Fund,' and the 'State Examiner's fund' and directing the transfers of all moneys now in said funds or hereafter accruing thereto to the General Fund," and recommended that the same be not concurred in.

Committee on Oils and Leases reported Senate Bill No. 213, by Herein a Bill for an Act entitled: "An Act defining and regulating common carrier pipe lines and granting to them the right of eminent domain; empowering the railroad commission of Montana to regulate the rates, charges and business of such common carrier pipe lines, prohibiting discrimination by said pipe lines and

ing penalties for the violation of this Act", recommend that Section 1 be amended by adding after the word "others" the following clause:

(E) made a common carrier by or under the terms of contract with pursuance of the law of the United States," and that as so amended same pass.

Also Senate Bill No. 235, by Heren, a Bill for an Act entitled: "An Act regulating the leasing of mineral, coal, oil or gas lands belonging to the State," recommend that same be not passed, but that Substitute for Senate Bill No. 235 by Heren, entitled: "An Act regulating the renewal and renewals of oil and gas lands of the State," do pass.

Committee on Sanitary Affairs reported House Bill No. 155, by Rhoads, for an Act entitled: "An Act to prevent procreation by idiots, feeble-minded and insane persons," recommend that same be amended by adding after word "effective" Section 1, line 19, the words "but castration not to apply except the incurable prenatal and congenital insanities," and the same be concurred in as amended.

Committee on Agriculture reported Senate Bill No. 246, by Leuthold, a Bill for an Act entitled: "An Act to amend Section 1306 of the Revised Codes of Montana of 1907 as amended by Chapter 8 of the Session Laws of 1909, relating to Farmers' Institutes," and recommend that the same do pass.

Committee on Printing reported Senate Bill No. 141 and Senate Joint Memorial No. 2 correctly printed. Also Senate Bill No. 212 correctly printed.

Committee on Education, reported Senate Bill No. 203, a Bill for an Act entitled: "An Act forbidding the payment of the traveling and other expenses of State, County, City and School District Officers when in attendance upon convention, meeting or gathering other than such as they may be required to attend," recommend that the same do pass.

Committee on Judiciary reported Senate Bill No. 221, by Booth, a Bill for an Act entitled: "An Act amending Sections 4413 and 4416 of the Revised Codes of Montana of 1907, relating to the statement to be filed by foreign corporations," recommend that Substitute for Senate Bill No. 221, by Booth, a Bill for an Act entitled: "An Act amending Sections 4413, 4415, and 4416 of the Revised Codes of Montana of 1907, relating to foreign corporations," be substituted therefor, and that said Substitute Bill do pass.

Committee on Federal Relations reported Substitute for House Joint Memorial No. 3, by Committee on Federal Relations, entitled: "A Memorial to the President and to Congress of the United States for the setting aside of certain covered and known as the "The Gates of the Rocky Mountains" into a national monument and withdrawing the same from entry," recommend that same be concurred in.

Committee on Elections and Privileges, reported Senate Bill No. 229, by Booth, entitled: "An Act regulating the issuance and circulation of statements relating candidates for office at any primary or general election, and providing penalty for the violation thereof," reported same back without recommendation.

Committee on Federal Relations reported House Memorial No. 5, by Knudsen, Phelps, Rickard, and Gillette, entitled: "A Memorial to the Congress of the United States for amendment of the Act of Congress, approved May 30th, 1890, opening for entry and settlement under the land laws of the United States, Fort Peck Indian Reservation," recommend that the same be concurred in.

Committee on Agriculture reported Senate Bill No. 238, by White, a Bill for an Act entitled: "An Act creating the State Hay and Straw Grading Commission and defining its powers and duties, making the State Grain Grading Commission Ex-Officio the State Hay and Straw Grading Commission; providing and establishing the various grades of hay and straw; providing for inspection, re-inspection and appeal inspection of hay and straw; providing the method of applying for re-inspection and appeal inspection; providing for an appeal board: providing for the fees for inspection, re-inspection and appeal inspection, and the payment thereof; providing for the appointment of Hay and Straw inspectors, deputies and assistants, and making all State Inspectors Ex-Officio State Hay and Straw Inspectors," recommend that same do not pass.

Also Senate Bill No. 245, by Leuthold, a Bill for an Act entitled: Act creating, fixing and establishing a standard grade for certain species of hay sold or offered for sale within the State of Montana; providing that it shall be unlawful to sell or offer for sale within the State of Montana any species of hay so standardized unless such species of hay meets the requirements of this Act; providing a penalty therefor; and repealing all Acts or parts of Acts in conflict herewith," recommend that same do not pass; but that substitute for Senate Bills Nos. 238 and 245, transmitted herewith, do pass.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 15, 1921

I am directed by the Senate to inform your Honorable Body that a communication was received from the Governor advising that he had approved the following Senate measures:

Senate Bills Nos. 125, 160, Sub. for S. B. No. 116, Senate Joint Memorial No. 1, and Senate Joint Resolution No. 2.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 15, 1921

I am directed by the Senate to inform your Honorable Body that the Senate adjourned at 4 o'clock to meet Wednesday, February 16th, 1921, 11 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read in the House:

Alberton, Montana, Feb. 14th, 1921

Mr. Speaker and Honorable Members House of Rep.

The brotherhood of railroad trainmen are asking the support of your Honorable Body to enact into law House Bill No. 178, this measure provides for one additional man on long trains.

The trainmen feel as employes of a public service corporation they are responsible to the public for greater efficiency and safe handling of all trains. The modern train of today varies in length from one-half miles to one and one-half miles; and the man power is today the same as it was 30 years ago. We are asking relief from these conditions.

Respectfully yours,

G. W. MANUEL, Sec. and Treas. B. of R. T. 83

To the Honorable Clair Stoner, Representative from Sheridan County in the House of Representatives at Helena, Montana:

We, the undersigned, being the regularly elected County Officials, appointed deputies and clerks and assistants, employed by the County of Sheridan State of Montana, hereby respectfully petition you to use all your influence as well as your vote, to kill substitute Senate Bill No. 99, which proposes to reduce the salaries of all County Deputies and Assistants, employed by various counties in the State of Montana.

We believe that County Deputies and Assistants are not being paid salaries commensurate with their services, and furthermore in a number of counties throughout the State of Montana, the banks refuse to cash their warrants in payment for their services except at a discount of several per cent.

We, therefore respectfully urge that your vote and entire support be given for the purpose of killing S. B. No. 99.

L. S. OLSEN, Chief Deputy Assessor and thirty-one other signers.

SENATE OF NORTH DAKOTA.

SENATE CONCURRENT RESOLUTION.

Introduced by Mr. Baker and Mr. Bond.

BE IT RESOLVED, by the Senate of the State of North Dakota: that the House of Representatives, concurring:

WHEREAS, a critical situation exists in much of that territory between western boundary of Minnesota and the Rocky Mountains in that within territory there are large numbers of farmers who, in the aggregate, have thousands of acres under cultivation but who have but sufficient seed and feed for the spring planting of 1921; and

WHEREAS, the Farmers of this region demonstrated their loyalty to the Government during the late war by producing food products to the limit of strength and ability at less than cost, owing to drought, grasshopper plague and high cost of labor; and

WHEREAS, in order to insure the best results from the forthcoming harvest seed corn, seed potatoes and seed wheat should be provided with the so that, in order to secure seed grain and feed, a reasonable acreage of corn and potatoes must also be planted; and

WHEREAS, owing to the present financial depression existing throughout the entire country, it will not be possible for the banks, the counties or the State to arrange for furnishing the necessary seed and feed; and

WHEREAS, unless Federal Aid is forthcoming, millions of these productive acres will not be cropped at this time when the production of agricultural products is recognized as a factor of vital importance to the welfare of the nation and the world;

NOW, THEREFORE, BE IT RESOLVED, by the Senate of the Seventeenth Legislative Assembly of the State of North Dakota, the House of Representatives concurring, that we do hereby memorialize the Congress of the United States and respectfully urge that Congress take immediate action toward furnishing the means whereby the farmers in this Section may be provided with Federal Aid to the end that they may receive sufficient seed and feed to plant normal acreage for the season of 1921.

BE IT FURTHER RESOLVED, that the Secretary of the Senate send a copy of this resolution to the President of the Senate and the Speaker of the House of the Montana and South Dakota Legislatures respectively; also to the members in Congress.

This is to certify that the foregoing Current Resolution originated in the Senate of the Seventeenth Legislative Assembly of the State of North Dakota, the House of Representatives concurring therein, and was adopted.

H. R. WOOD, President of the Senate.

W. J. PRATER, Secretary of the Senate.

L. L. TWITCHELL, Speaker of the House of Representatives.

LAWSON, Chief Clerk of the House of Representatives.

On motion by Johnson of Deer Lodge, duly seconded and carried, the above resolution was referred to the Committee on Agriculture.

REPORTS OF SELECT COMMITTEES.

The following report was received and read in the House:

The Honorable Members Of The Senate And House Of Representatives Of The Seventeenth Legislative Assembly Of The State Of Montana:

Gentlemen:
The Members of the Joint Committee of the Senate and House of Representatives appointed to investigate the Highway Commission, beg leave to submit herewith a partial report concerning our findings:

To make a complete investigation of this Department especially the financial expenditures in detail of the said State Highway Commission, for the past few years, will take a little more time.

Your Committee therefore feels that a partial report should be made at this time.

Taking into consideration, first the ones most vitally interested, namely, the taxpayers:

Taxpayers have gotten but little consideration during the past year under the highway building program, put under way by the Highway Commission, in connection with the Federal Bureau of Public Roads. The various counties in which bonds were voted upon and money made available for highway construction, have experienced the inefficiency of an unwieldy engineering crew, and loose upon the projects proposed for construction.

Specifications of projects were submitted to the various county commissioners by the Highway engineers, contracts were let, construction was under way, only to find a great variation in yardage of common dirt work and thus causing no small increase in costs.

The Committee feels, that in view of the large crew of "high powered" engineers employed, mistakes such as these are inexcusable, and in view of the free reign given the executive Committee to hire the best engineering ability obtainable, it is only fair to expect that the Taxpayers of this State are entitled to a square deal.

Local County Engineers and County Commissioners who were familiar with the respective local conditions were entirely ignored; changes were demanded after construction was under way; specifications which had been passed upon by the respective county commissioners, were deviated from, thus causing unforeseen delays and expense, and by the engineers firmly insisting upon changes, and with the threat the Federal Aid would be withdrawn, the County commissioners were given the choice of either granting the change or standing the entire expense of the completion of the project under construction.

Contracts were drawn between the Highway Commission and contractors, on a basis of fifty-fifty. The county commissioners were required to pay over to the Highway Commission their half of the cost of the estimate of a project before work could be started thus giving the Highway Commission funds enough to go ahead on a project, to complete fifty per cent of the work. If the yardage or the classification of the yardage ran over the estimated price the county commissioners were charged with the amount, and were required to stand the charge as extra expense against the project, without the usual fifty-fifty basis being considered, thus having the expense of engineering inefficiency charged against the respective county road funds and causing the taxpayers expenses that had not been bargained for.

Thus, it is clearly evident that the working mechanism under the present law, between the Highway Commission and the contractors, has proven very unsatisfactory to the several counties which have taken advantage of Federal Aid.

Another criticism the Committee has found, is that most of this complete engineering force was retained during the winter months, with the explanation from the chief engineer that plans and specifications were under preparation for the next two years, and we feel, since several projects had to be abandoned on account of the inability of the counties to furnish funds, the unfavorable bond conditions, the high cost of labor and material, etc., that the Highway Commission showed a lack of business acumen in forging ahead without considering the Taxpayers of the State.

What the taxpayers want to know is viz:

What is the overhead expense of the Highway Commission?

What is the Highway Commission costing the State?

How many miles of roads have been built?

Is Federal Aid a benefit to the Highway Program?

Is the present plan of a Highway Commission a Success?

Are the taxpayers getting efficient engineering through the Highway Commission?

With the above questions in mind, and taking a general survey of this situation, we beg leave to report further:

Your Committee finds that during the years 1919 and 1920, the Highway Commission built 311 miles of road, at a cost of \$3,211,685.98. This is the mileage total on completed and uncompleted projects. The above amount shows an average cost of over \$10,000.00 per mile. There is still an additional 2,446 miles to be completed on jobs contracted for, which means at the contract price an expenditure of over \$3,000,000.00 for 1921.

We also find that for the years 1919 and 1920, the automobile licenses netted the Highway Commission \$585,007.26, which means \$1,881.00 for each mile of road completed (built) during the same period of time. In other words—the automobile license money of the State netted the Highway Commission over 18% for each mile of road built, for engineering.

Further investigation brought to the attention of your committee that, all estimates figured by the Highway Commission on Projects to be let, added an additional 10%. One-half of the 10% was paid by the respective counties, and one-half by the Federal Government for "engineering and contingencies." This 10% item was taken out at the very start. For example—for an estimated \$100,000.00 project \$55,000.00 was demanded of the county before work could be started. \$5,000.00 of this was for the Highway Commission and after the remaining \$50,000.00 had been spent, and when more money was forthcoming from the Federal Government for estimated and completed work, another \$5,000.00 was held out of the first money sent to pay the contractor. It will be seen the additional 10% to all contracts for 1919 and 1920, gave the Highway Commission \$321,168.59 over and above the auto license money, which was used to pay the salaries of the whole engineering crew.

The total amount of salaries for the complete crew for the year 1920 was \$956.66. During the month of December 1920, the complete force on the roll numbered 175. The month of October showed a crew of 230, this being the highest for the year, and making an average of 180 individuals per month for the entire year. Added to the salary of the complete force is an additional item of mileage books for the year 1920, amounting to \$11,073.13, which again means an item of \$40.00 to \$50.00 more for railroad fare per each mile of road built during 1920. Whether this amount is taken out of the 10% "engineering and contingencies" can only be determined by an expert accountant.

Your Committee also finds that upon several occasions, engineers, who have been connected with the Highway Commission and who had helped to figure out the estimates for contracts about to be let, had resigned from the Commission in order to be allowed to bid on contracts. Your committee feels that this state of affairs is not giving a square deal to competitive bidders and should be prohibited in the future.

Report adopted.

SIEGFRIEDT,
BELEY, Chairman.

Upon motion of Kenyon duly seconded and carried a sufficient number of copies to supply members, were ordered printed and the above report was referred to Committee on Highways.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

M. Speaker: We, your Committee on Printing to whom was referred House Files Nos. 237, 277, 272, 275, 224, beg leave to report that the same have this day been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

M. Speaker:

We, your Committee on Enrollment respectfully report as follows:

That H. B. Nos. 124, 16, 92 have been delivered to the Governor's Office for his approval.

Report adopted.

BLACK, Chairman.

Mr. Speaker: We, your Committee on Engrossment, to whom was referred H. B. Nos. 166, 192, 236, 211, 210, 176, 223, 240, 209, 134, 206, 218, beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 150, entitled: "An Act providing for the creation and establishment of a State Board of Engineering Examiners granting certain powers to and prescribing the duties of said Board, providing for the examination and registration of land surveyors and professional engineers, regulating the practice of engineering in the State of Montana and providing penalties for violation of this Act," respectfully report as follows: That H. B. No. 150 be not pass.

Report adopted:

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 244, entitled: "An Act to amend Section 5755 of the Revised Codes of the State of Montana of 1907, relating to the satisfaction of mortgages," respectfully report as follows: That H. B. No. 244 be amended as follows:

Amend Section 2 by adding thereto the following language:

"Provided, however, that nothing herein contained shall be construed as affecting any cause of action or litigation now pending in any court in the State of Montana."

Amend Section 3 by striking out the following: "provided, however, nothing herein contained shall be construed as affecting any cause of action or litigation now pending in any court in the State of Montana."

And when so amended the bill do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 192, entitled: "An Act providing for the publication and distribution of the Revised Codes of Montana of 1921," respectfully report as follows: That S. B. No. 192 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 303, entitled: "An Act amending Section 3840 of the Revised Codes of Montana of 1907, and providing for the proportion of stock or number of members of a corporation necessary to form a quorum and stockholders' meeting: Also providing for the qualifications of stockholders or members to vote at such meetings and providing for adjournments thereof," respectfully report as follows: That H. B. No. 303 do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration S. B. No. 193, introduced by Donlin, a Bill for an Act entitled: "An Act to amend Section 2 (a) of Chapter 96 of the Session Laws of the 14th Legislative Assembly known as the workmen's compensation act, as amended by Chapter 95 of the Session Laws of the 16th Legislative Assembly of the State of Montana, relating to salary of chairman of Industrial Accident Board," respectfully report as follows: That S. B. No. 193 be reported back to the House with the recommendation that it be concurred in.

Report adopted.

DILLAVOU, Chairman.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration H. J. Res. No. 6, introduced by Hathaway, bringing a resolution calling upon the Secretary of State to furnish complete and detailed information relative to the Printing, Publishing and indexing the proceedings of the Constitutional Convention of 1889, respectfully report as follows: That H. J. Res. No. 6 be reported back to the House with the recommendation that it do not pass.

Report adopted.

DILLAVOU, Chairman.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration H. B. No. 302, being a bill for an Act entitled: "An Act to amend Chapter 190 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to Athletic Commissions, by adding a Section to be known as Section 4 A, providing Certain regulations to govern Contests and Exhibitions under Athletic Commissions," respectfully report as follows: That H. B. No. 302 do pass.

Report adopted.

STEVENS, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 70, introduced by Johnson of Silver Bow. A Bill for an Act entitled: "An Act to provide for the acceptance of the benefits of an Act passed by the Senate and House of Representatives of the United States of America in Congress assembled, to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise, etc.," beg leave to report same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 105, introduced by Dillavou, a Bill for an Act entitled: "An Act to appropriate money for the operating and hospital expenses of indigent children of the State of Montana; creating the Montana Othepeidic Commission; providing for the appointment of members thereof, prescribing their powers and duties, fixing their term of office, and repealing all Acts and parts of Acts in conflict therewith," beg to report same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 204, introduced by Goodland, a Bill for an Act entitled: "An Act to protect the lives, health, and morals of women and minor workers and to establish maximum hours and minimum wages therefor; authorizing and empowering the industrial accident board to fix such maximum hours and minimum wages, etc.," beg leave to report same back to the House with the recommendation that it do not pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Highways having had under consideration H. B. No. 276, introduced by O'Hara, a Bill for an Act entitled: "An Act to amend Chapter 2 of the Extraordinary Session Laws of the Sixteenth Legislative Assembly of the State of Montana, being entitled: 'An Act to amend Section 7 (a) of Chapter 170 of the Acts of the Fifteenth Legislative Assembly of the State of Montana, entitled: 'An Act to establish a State Highway Commission, defining its powers and duties, and providing for a State Highway Commission fund and appropriating money therefor; providing for obviating the benefits of Federal Aid under the Act of Congress approved July 1, 1916, and repealing Chapter 78 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana,' " respectfully report as follows: That H. B. No. 276 be recommended back to the House that it do pass.

Report adopted.

McQUARRIE, Chairman.

Mr. Speaker: We, your Committee on Highways, having had under consideration H. B. No. 297, introduced by Rickard, a Bill for an Act entitled: "An Act providing for the examination and licensing of automobile mechanics and drivers of motor vehicles in the State of Montana, providing a schedule of license fees imposing upon the State Highway Commission the duty to enforce this Act providing penalties for the violation of this Act and repealing Section 10 of Chapter 75 of the Laws of the Fifteenth Legislative Assembly of 1918 and all parts of Acts in conflict herewith," respectfully report as follows: That H. B. No. 297 be reported back to the House with recommendations that it do pass.

Report adopted.

McQUARRIE, Chairman.

Mr. Speaker: We, your Committee on Engrossment, to whom was referred H. B. Nos. 175 and 164, beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to committees as follows:

1. H. B. No. 194, by Church: A Bill for an Act entitled: "An Act to amend Section 6155, of the Revised Codes of Montana, relating to assignments for the benefit of creditors, as amended by Chapter 180, of the Laws of the Sixteenth Legislative Assembly." Referred to Committee on Judiciary.
2. H. B. No. 197, by Page: A Bill for an Act entitled: "An Act forbidding the digging or throwing of any materials in any mining shaft, drift, tunnel or opening upon any mining claim or property, or causing the same to cave in or render of less value and prescribing a penalty therefor." Referred to Mines and Geology Committee.

S. B. No. 188, by Pauline, a Bill for an Act entitled: "An Act to amend Section 1290 of the Revised Codes of Montana of 1907, as heretofore amended, relating to the qualifications for admission into the soldiers' Home and providing for the admission of soldiers, sailors and marines, who served in the confederate army of America during the late Civil War." Referred to the Committee on Military Affairs.

S. B. No. 183, by Coburn, A Bill for an Act entitled: "An Act amending Section 7891 of the Revised Codes of Montana of 1907 as amended by Chapter 41 of the Session Laws of 1913, relating to the competency of witnesses."

Referred to the Committee on Judiciary.

S. B. No. 216, by Siegfriedt, a Bill for an Act entitled: "An Act providing for the recording of permits granted to physicians who desire to use, obtain or purchase non-beverage alcohol for medicinal purposes, to provide for the recording of permits granted to persons for the sale of non-beverage alcohol for medicinal purposes; permitting the use of said permits after the recording thereof, providing for the recording thereof and the fee to be charged therefor, and providing the manner of the cancellation of said recording, and expressly providing that the act shall not amend or repeal chapter 175 or chapter 143 of the laws of the fifteenth legislative assembly. Referred to Committee on Public Health and Sanitary Affairs.

S. B. No. 212, by Church: A Bill for an Act entitled, "An Act to regulate the practice of chiropody (Podiatry) in the State of Montana; to provide for the establishment of a State Board of Chiropody (Podiatry) Examiners; to define the duties and powers of said board; to provide for the examining and registering of chiropodists (Podiatrists) in this State; and to provide penalties for the violation of this Act. Referred to Committee on Public Health and Sanitary Affairs.

S. B. No. 210, by Burlingame, a Bill for an Act entitled: "An Act providing for recording declarations of trust, trust agreements, and wills creating trusts." Referred to Committee on Judiciary.

S. B. No. 209, by Cooper, a Bill for an Act entitled: "An Act to provide for the sending of indigent lepers to the national leprosarium." Referred to Committee on Federal Relations.

S. B. No. 201, by Gallwey, A Bill for an Act entitled: "An Act amending section 444 of the Revised Codes of Montana of 1907, relating to the publication of reports of State Officers." Referred to Committee on State Lands and Officers.

S. B. No. 222, by Hazelbaker and Paul: A Bill for an Act entitled "An Act amending section 181 of the Revised Codes of the State of Montana, 1907, relating to the registry and interest on State warrants." Referred to Committee on Banks and Banking.

S. B. No. 227, by Burlingame, a Bill for an Act entitled: "An Act authorizing County Treasurers to execute satisfaction of mortgages or other security received by counties under chapter 8 of the Laws of the Sixteenth Extraordinary Session of the Legislature of Montana of 1919." Referred to Committee on Judiciary.

S. B. No. 205, by Joint Committees on Agriculture, Live Stock and Raising: A Bill for an Act entitled: "An Act creating a department of agriculture, labor and industry and defining its powers and duties, designating a commissioner of agriculture, as the chief executive officer of said department and defining his compensation, powers and duties; abolishing the State Board of Horticulture, the State Horticulturist, the Board of Directors of the State Fair, the State Dairy Commissioner, the Board of Dairy Commission Examiners, the department of labor and industry, the department of agriculture and publicity, the grain grading, inspection and warehousing commission of the State of Montana, and the State Board of Poultry Husbandry; repealing the following acts and parts of acts of the State of Montana, and all acts and parts of acts in conflict herewith; sections 1, 2, 3, including section 3-A contained in said section 3, and sections 7, 8, 11, 12, 13 and 14 of chapter 100 of the Laws of the Sixteenth Legislative Assembly of 1919 save and all of chapter 209 of the Laws of the Sixteenth Legislative Assembly of 1919 save and all of

25 and 28 thereof: sections 1917 to 1923 inclusive, of the Revised Code of 1907 as amended by chapter 121 of the Laws of the Twelfth Legislative Assembly of 1911; section 1923 of chapter 121 of the Laws of the Twelfth Legislative Assembly of 1911 as amended by Section 1 of chapter 90 of the Laws of the Sixteenth Legislative Assembly of 1919; sections 1924, 1925, 1927, 1931, 1932, 1933, 1934, 1936, 1937, 1938, 1939 and 1940 to 1944 inclusive of the Revised Codes of 1907 as amended by Chapter 121 of the Laws of the Twelfth Legislative Assembly of 1911; sections 3 to 11 inclusive of chapter 55 of the Laws of the Twelfth Legislative Assembly of 1911; chapter 55 of the Laws of the Thirteenth Legislative Assembly of 1913; chapter 132 of the Laws of the Fourteenth Legislative Assembly of 1915; chapter 127 of the Laws of the Sixteenth Legislative Assembly of 1919; chapter 69 of the Laws of the Thirteenth Legislative Assembly of 1913." Referred to Committee on Judiciary.

b. for S. B. No. 142, by Church, a Bill for an Act entitled: "An Act to amend the Laws of the State of Montana, defining their duties, fixing their compensation and providing sections 6373, 6374, 6375, 6376, 6377, 6378 as amended by chapter 109, of the Laws enacted at the Eleventh Legislative Assembly of the State of Montana, 6379, 6380 of the Revised Codes of Montana of 1907." Referred to Committee on Judiciary.

b. for S. B. No. 100, by Donlan, a Bill for an Act entitled: "An Act to amend the Laws of the State of Montana, providing a system of examination, regulation and regulation thereof, and to the banners, posters, and other like advertising matter used in connection therewith: Creating the board of censors: Providing penalties for the violation of this Act." Referred to Committee on Boards and Officers.

b. for S. B. No. 81, by Committee on Roads and Highways. A Bill for an Act entitled: "An Act repealing chapter 12 of chapter 172 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to special improvements on roads and highways in certain districts." Referred to Committee on Highways.

B. No. 180, by Greening, A Bill for an Act entitled: "An Act to amend section 2003 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the apportionment by county superintendents of school moneys." Referred to Committee on Education.

B. No. 124, by McCone: A Bill for an Act entitled: "An Act for the protection and conservation of the supply of natural gas of the State of Montana, prohibiting the waste and wasteful use of natural gas through the burning or combustion thereof for the manufacturing or producing of carbon or other gaseous products therefrom, prohibiting the taking, using, sale or other disposition of natural gas from gas wells for such purposes, and providing penalties for the violation of such Act." Referred to Committee on Petroleum, Oil and Gas Affairs.

B. No. 164, by Long: A Bill for an Act entitled: "An Act creating a State Cement Commission, prescribing and defining its powers and duties and providing for the payment of expenses incurred by said commission." Referred to Committee on Highways.

B. No. 166, by Donlan. A Bill for an Act entitled: "An Act providing for the appointment of a State Forester and fixing his salary and amending section 9 of Chapter 147, laws of the Eleventh Legislative Assembly of the State of Montana, the same being an Act relating to the management and disposition of State lands." Referred to Committee on State Lands.

B. No. 178, by Edwards. A Bill for an Act entitled: "An Act to amend section 12, chapter 86 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to procedure and practice of the foreclosure of chattel mortgages." Referred to Committee on Judiciary.

b. for S. B. No. 199, by Stewart of Deer Lodge, a Bill for an Act entitled: "An Act amending sections 7670 and 7673 of the Revised Codes of the State of Montana of 1907, relating to proceedings to determine heirship on the settlement of estates." Referred to Committee on Judiciary.

S. B. No. 118, by Greening. A Bill for an Act entitled: "An Act accepting the provisions of section Sixteen of Public Act of the 56th Congress No. 239, entitled: "An Act to provide for the allotment of lands of the Crow tribe, for the distribution of tribal funds, and for other purposes." Referred to Committee on Federal Relations.

S. B. No. 128, by Greening, a bill for an Act entitled: "An Act to amend chapter 138, Session Laws of 1917, providing for the manner in which directors may be increased or decreased in Montana State Banks." Referred to Committee on Banks and Banking.

S. B. No. 211, by Burlingame, a Bill for an Act entitled: "An Act authorizing and designation and appointment of district judges throughout the State of Montana, to act in the capacity of Commissioners of the supreme court in order to relieve the court from the overburdened condition of its calendar to provide required additional clerical assistance, prescribing certain duties of District Judges, and declaring the same on emergency." Referred to Committee on Judiciary.

H. B. No. 215, by Sickler, a Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to section 5 of article V of the constitution of the State of Montana providing that members of the House of Representatives shall be elected for a term of four years." Referred to Committee on Constitutional Amendments.

H. B. No. 316, by Sickler, a Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment to Section 5 of Article V of the Constitution of the State of Montana, providing for meetings of the legislative assembly to be held every four years." Referred to Committee on Constitutional Amendments.

H. B. No. 317, by Joint Committee on Hail Insurance. A bill for an Act entitled: "An Act to amend Section 4 and 12 of Chapter 189 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana entitled 'An Act to create a State Board of Hail Insurance; defining the duties and powers of said board and public officers in connection therewith; providing for the levy and collection of taxes on all lands subject to injury or destruction by hail on all taxpayers who may elect to become subject to the provisions of this Act providing for a Hail Insurance fund; providing for the appointment of appraisers, the appraisal and adjustment of losses and the settlement thereof; and repealing all acts which may in any way conflict with this Act; by creating an administrative fund and providing what shall be paid therefrom." Referred directly to Committee on Printing under House rule.

H. B. No. 318, by Committee on Education. A Bill for an Act entitled: "An Act to amend Sections 3, 5 and 6 of Chapter 211 of the Session Laws of the Sixteenth Legislative Assembly, relating to the creation of a rural school district." Referred to Committee on Education.

H. B. No. 319, by Treloar, by request, a Bill for an Act entitled: "An Act to amend Section 4 of Chapter 89 of the Acts of the Thirteenth Legislative Assembly of the State of Montana, relating to when and how a city council may make the expense of contemplated work or improvement on the streets of a city, which in the opinion of the city council, is of more than local or ordinary public benefit, chargeable upon an extended district which may include lots and lands not fronting on the work or improvement and fixing the proportion of the expenses to be assessed against lots and lands fronting on the contemplated work or improvement and on the lots and lands situated within the extended district and not fronting on the contemplated work or improvement under certain circumstances." Referred to Committee on Affairs of Cities.

H. B. No. 321, by Shoemaker (Lewis and Clark), by request: A Bill for an Act entitled: "An Act to amend Chapter 52 of the Session Laws of the Fifteenth Legislative Assembly of 1911, relating to conditional sale and the filing of contract notes." Referred to Committee on Judiciary.

H. B. No. 322, by Cavanaugh. A Bill for an Act entitled: "An Act to amend Section 3083 of the Revised Codes of the State of Montana of 1907, relating to publication of returns by public administrators." Referred to Committee on Judiciary.

B. No. 323, by Blomquist, a Bill for an Act entitled: "An Act providing a for the selection of party delegates to national presidential nominating lions, amending Section 8 of an Act entitled: 'A bill to propose by initiative a law to provide for party nominations by direct vote,' passed by people at the general election of the year 1912, so as to provide for the tion of presidential electors under said act, and repealing an act entitled: to propose by initiative petition a law to provide for the expression by ple of the State of Montana of their preference for party candidates for nt and vice president of the United States, the election of delegates to ntial conventions and the nomination of presidential electors by direct passed by direct vote of the people in the year 1912, and all other acts rts of acts in conflict herewith and providing penalties for the violation previsions of this Act." Referred to Committees on Priveleges and Elec-

B. No. 324, by Roberts, a bill for an Act entitled: "An Act to repeal 503 of Chapter 76 of the Laws of the Thirteenth regular session of the of Montana, prescribing the bond to be furnished by and the compensation received by school trustees." Referred to Committee on Education.

B. No. 325, by Arnold: A Bill for an Act entitled: "An Act relating to on, fixing a penalty for delinquent taxes, regulating the publication of of delinquent taxes and all delinquent tax lists, amending section 2616 Revised Codes of the State of Montana of 1907, as amended in chapter the Session Laws of the Fifteenth Legislative Assembly of the State of na and to amend sections 2622, 2623, 2629, 2657, 2644 of the Revised of the State of Montana of 1907, and repealing all acts and parts of acts in t herewith." Referred to Committee on Judiciary.

B. No. 326, by Skulason, a Bill for an Act entitled: "An Act to cre- establish and organize the public service commission of Montana, to de- s powers, duties and functions, and the rights, remedies, powers and duties mon carriers, public utilities, public service corporations, public corpora- organized for irrigation or reclamation, irrigation districts and public mills einafter defined, and the rights and remedies of patrons of said carriers, s, corporations, districts and public mills, and to place under the said public commission of Montana hereby created, all the subjects now regulated d to endow the said public service commission of Montana with all the powers, functions and duties now possessed, held and exercised by the of railroad commissioners of the State of Montana, the public service ssion of Montana, the Montana trade commission for the control of public and the Montana irrigation commission and to give to said commission e created certain additional powers and duties, and to provide remedies e enforcement of the provisions of this Act, and penalties for offenses by on carriers, public utilities, public service corporations, public corporations rgized for irrigation or reclamation, irrigation districts, public mills, and officers, agents, and employes, and by other persons and corporations and ally to provide hereby a comprehensive and unified system for the regulation ontrol by the state of the subjects herein named, and for the exercise of sovereign power of rate making through the commission hereby created, epealing chapter 37, laws of 1907; chapter 105, laws 1909; chapter 136, laws 1909; chapter 136, laws 1911; chapter 18, Laws 1913; chapter 26, Laws 1913; chapter 52, Laws 1913; chapter 53, Laws 1913; chapter 65, Laws 1913; chapter 115, Laws 1913; chapter 2, Laws 1917; chapter 135, Laws 1917; chapter 9, Laws 1919; chapter 148, Laws 1919; chapter 151, Laws 1919; chapter 18, Laws 1919; chapter 188, laws 1919; chapter 223, Laws 1919; chapter 13, Laws Extra Session 1919; chapter 14, Laws Extra Session 1919; and all Acts arts of Acts in conflict with this Act or the provisions thereof and the s hereby sought to be obtained." Referred to Committee on Judiciary.

I. B. No. 320, by Skulason, A Bill for an Act entitled: "An Act providing for the regulation of the sale of eggs; providing for the classification and label- ing of eggs displayed for sale; providing penalties for the violation of the pro- visions of this Act." Referred to Committee on Public Health and Sanitary Affairs.

MOTIONS AND RESOLUTIONS.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, all House Bills on third reading and general orders were given preference under the rule which required a bill to lay on the desk twenty-four hours after reported correctly printed by the printing committee, was suspended, the bill going immediately on general orders after printing.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the report of the Committee of the Whole on H. B. No. 186, was reconsidered and the bill returned to general orders.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the session recessed until 2:00 P. M.

AFTERNOON SESSION.

House resumed.

Speaker Pro Tem in chair.

A question as to quorum being present, a call of House was demanded and the following found absent: Bell, Brooks, Carlson, Covell, Dowlin (Rosebud), Dowlin (Yellowstone), Faust, Johnson (Fergus), Rickard, Rouleau, Scharnikow, Sickler, Treloar, Warren, Mr. Speaker. Total, 15.

Upon motion by Gillette, duly seconded and carried, further action under call of the House was suspended.

THIRD READING OF HOUSE BILLS.

H. B. No. 209, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Ray, Reeves, Reid, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scofield, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wade, Wallace, Wilcomb, Worden, Total, 82.

Noes: Austin, Cavanaugh, Jones, Phelps. Total, 4.

Absent and not voting: Brooks, Buell, Carlson, Charters, Conser, Shoemaker, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Faust, Johnson (Fergus), Provinse, Rhoads, Rickard, Roberts, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Warren, Williams, Mr. Speaker. Total, 22.

H. B. No. 240, by Judiciary Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Cavanaugh, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Rhoads, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Worden. Total, 83.

Noes: None.

Absent and not voting: Brooks, Buell, Carlson, Charters, Conser, Shoemaker, Dowlin (Rosebud), Dowlin (Yellowstone), Faust, Hanson, Haskell, Johnson (Fergus), Johnson (Silver Bow), Jones, O'Hara, Provinse, Rickard, Roberts, Scharnikow, Shoemaker (Yellowstone), Sickler, Warren, Wilcomb, Williams, Mr. Speaker. Total, 25.

H. B. No. 211, by Committee on Appropriations, having been read three times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Child, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dunbar, Faist, Faust, Felton, Geis, Gillette, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Peden, Penewell, Ray, Reeves, Reid, Rixson, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Spencer, Stoner, Swift, Treloar, Will Worden. Total, 69.

Noes: Austin, Beley, Brasier, Brown (Mineral), Dunn, English, Good-Haskell, O'Hara, Perrine, Phelps, Riggs, Silver, Snell, Spratt, Stevens, Wade. Total, 18.

Absent and not voting: Black, Brooks, Carlson, Charters, Dowlin (Rosebud), Dowlin (Yellowstone), Hathaway, Johnson (Fergus), Johnson (Silver Bow), Jones, Lakin, Northey, Provinse, Rickard, Scharnikow, Shoemaker (Yellowstone), Sickler, Wallace, Warren, Williams, Mr. Speaker. Total, 21.

H. B. No. 210, by Sub. Committee on Appropriation and Deficiency Claims, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ray, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Rhoads, Riggs, Rixson, Roberts, Rouleau, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Snell, Spencer, Stoner, Swift, Treloar, Wallace, Williams, Worden. Total, 81.

Noes: Haskell. Total, 1.

Absent and not voting: Arnold, Brooks, Carlson, Chatfield, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Green (Dawson), Gullidge, Haynes, Johnson (Fergus), King, Larson, Reid, Rickard, Rodgers, Scharnikow, Shoemaker (Lewis and Clark), Sickler, Smith, Spratt, Stevens, Wade, Warren, Williams, Mr. Speaker. Total, 26.

H. B. No. 5, by Bergeson, having been read three several times at length, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Conser, Child, Crumbaker, Dillavou, Dodds, Dunbar, Fairgrieve, Felton, Geis, Gillette, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Hunter, Kenyon, Lakin, Larson, MacDonald (Flathead), Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reid, Rhoads, Riggs, Rixson, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Swift, Troy, Womb. Total, 56.

Noes: Allen, Austin, Blomquist, Brasier, Brown (Mineral), Charters, Chatfield, Cooney, Daily, Dunn, English, Goodland, Goodman, Gullidge, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, King, Knudsvig, McDonald (Silver Bow), McQuarrie, Ogden, Reeves, Roberts, Rodgers, Rouleau, Silver, Skulason, Snell, Spencer, Spratt, Stevens, Stoner, Treloar, Wallace, Williams, Worden. Total, 41.

Absent and not voting: Brooks, Carlson, Dowlin (Rosebud), Dowlin (Yellowstone), Faust, Johnson (Fergus), Rickard, Scharnikow, Sickler, Warren, Mr. Speaker. Total, 11.

Conser moved to reconsider vote on H. B. No. 5.

On Sub. motion by Crumbaker, duly seconded and carried, above motion laid on table.

H. B. No. 125, by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Bell, Bergeson, Berglin, Black, Bohling, Brockway, Brown (Lewis and Clark), Buell, Cavanaugh, Charters, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dunbar, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Haskell, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Rhoads, Riggs, Roberts, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Swift, Treloar, Wade, Wallace, Wilcomb, Williams, Worden. Total, 80.

Noes: Arnold, Austin, Beley, Blomquist, Boorman, Brown (Mineral), Cady, Green (Dawson), Hathaway, King, O'Hara, Rodgers, Rouleau, Spratt, Stevens, Stoner. Total, 16.

Absent and not voting: Brooks, Carlson, Dowlin (Rosebud), Dowlin (Yellowstone), Faust, Johnson (Fergus), Reid, Rickard, Scharnikow, Sickler, Warren, Mr. Speaker. Total, 12.

H. B. No. 218, by Perrine, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, Dunn, English, Fairgrieve, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total, 87.

Noes: None.

Absent and not voting: Bergeson, Brooks, Carlson, Charters, Conser, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Faust, Felton, Johnson (Fergus), Rhoads, Rickard, Rouleau, Scharnikow, Shoemaker (Lewis and Clark), Sickler, Smith, Warren, Mr. Speaker. Total, 21.

H. B. No. 206, by Rixon, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 94.

Noes: None.

Absent and not voting: Brooks, Carlson, Charters, Dowlin (Rosebud), Dowlin (Yellowstone), Faust, Johnson (Fergus), Parsons, Rickard, Scharnikow, Shoemaker (Lewis & Clark), Sickler, Warren, Mr. Speaker. Total 14.

Substitute House Bill No. 166, by Railroad and Transportation Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Buell (Mineral), Buell, Cady, Cavanaugh, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 92.

Noes: None.

Absent and not voting: Brooks, Carlson, Charters, Conser, Dowlin (Rosebud), Dowlin (Yellowstone), Faust, Haskell, Johnson (Fergus), Reid, Rhoads, Rickard, Scharnikow, Sickler, Warren, Mr. Speaker. Total 16.

House Bill No. 223 by Williams, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Buell, Cady, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Reeves, Rhoads, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Wade, Wallace, Wilcomb, Williams, Worden. Total 84.

Noes: None.

Absent and not voting: Arnold, Brooks, Brown (Mineral), Carlson, Cavanaugh, Charters, Cooney, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Johnson (Fergus), King, Lakin, Provinse, Ray, Reid, Rickard, Rouleau, Scharnikow, Sickler, Stevens, Troy, Warren, Mr. Speaker. Total 24.

House Bill No. 175, by Riggs: having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Brown (Mineral), Cavanaugh, Chatfield, Cooney, Daily, Dillavou, Dodds, Dunbar, Dunn, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Skulason, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden. Total 79.

Noes: Black, Cady. Total 2.

Absent and not voting: Brooks, Buell, Carlson, Charters, Conser, Dowlin (Rosebud), Dowlin (Yellowstone), English, Green (Dawson), Green (Flathead), Gullidge, Johnson (Fergus), King, Phelps, Rickard, Sales, Scharnikow, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Silver, Smith, Warren, Wilcomb, Mr. Speaker. Total 27.

House Bill No. 236 by Committee on Railroads and Transportation, having been read three several times, title and history agreed to, failed of passage, by the following roll call:

Ayes: Anderson, Austin, Bell, Bergeson, Bohling, Brown (Lewis & Clark), Conser, Covell, Daily, Felton, Geis, Goodman, Green (Dawson), Hills, Hunter, Jones, Ogden, O'Hara, Peden, Penewell, Reeves, Rhoads, Riggs, Sandy, Scofield, Shoemaker (Lewis & Clark), Troy, Worden. Total 28.

Noes: Allen, Beley, Berglin, Black, Blomquist, Boorman, Brasier, Brockway, Brown (Mineral), Cady, Cavanaugh, Chatfield, Cooney, Crumbaker, Dillavou,

Dodds, Dunbar, Dunn, English, Fairgrieve, Goodland, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Parsons, Perrine, Phelps, Reid, Rixon, Roberts, Rodgers, Rouleau, Sales, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wade, Wallace, Wilcomb, Williams. Total 60.

Absent and not voting: Arnold, Brooks, Buell, Carlson, Charters, Dillavou (Rosebud), Dowlin (Yellowstone), Faust, Gillette, Haskell, Johnson (Fergus), Jones, Provinse, Ray, Rickard, Scharnikow, Shoemaker (Yellowstone), Sickler, Warren, Mr. Speaker. Total 20.

House Bill No. 176, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dodds, Dunbar, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Rees, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 85.

Noes: None.

Absent and not voting: Brooks, Brown (Mineral), Carlson, Charters, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Haskell, Johnson (Fergus), Lakin, Provinse, Rickard, Rouleau, Scharnikow, Sickler, Spratt, Stevens, Warren, Mr. Speaker. Total 23.

House Bill No. 134, by Dunbar, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brasier, Brockway, Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Covell, Dillavou, Dodds, Dunbar, Dunn, Fairgrieve, Faust, Felton, Geis, Goodland, Green (Flathead), Hanson, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Rixon, Rouleau, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Skulason, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden. Total 71.

Noes: Blomquist, Brown (Mineral), Cooney, Goodman, Hanson, Hathaway, Larson, Parsons, Stoner. Total 9.

Absent and not voting: Brooks, Brown (Lewis & Clark), Carlson, Charters, Crumbaker, Daily, Dowlin (Rosebud), Dowlin (Yellowstone), English, Gillette, Green (Dawson), Green (Flathead), Gullidge, Haskell, Haynes, Johnson (Fergus), Penewell, Rickard, Roberts, Rodgers, Scharnikow, Shoemaker (Lewis & Clark), Sickler, Smith, Spratt, Wade, Warren, Mr. Speaker. Total 28.

House Bill No. 192 by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Beley, Bergeson, Berglin, Brasier, Brockway, Brown (Lewis & Clark), Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Hanson, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Lakin, Larson, MacDonald (Flathead), McQuarrie, O'Hara, Parsons, Perrine, Reeves, Rhoads, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Spratt, Swift, Treloar, Wade, Wallace, Wilcomb, Williams, Worden. Total 61.

Noes: Austin, Bell, Black, Blomquist, Bohling, Boorman, Brown (Mineral), Cady, Cavanaugh, Crumbaker, Goodland, Gullidge, Hathaway, Haynes, Hunter, Kenyon, McDonald (Silver Bow), Northey, Ogden, Peden, Penewell, Reid, Roberts, Phelps, Silver, Stevens, Stoner, Troy. Total 30.

Absent and not voting: Arnold, Brooks, Carlson, Dowlin (Rosebud), Dowlin (Yellowstone), Faust, Haskell, Johnson (Fergus), King, Knudsvig, Provinse, Rickard, Scharnikow, Sickler, Warren, Mr. Speaker. Total 17.

House Bill No. 164, by Fairgrieve, having been read three several times, and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis & Clark), Brown (Mineral), Cady, Chatfield, Cooney, Daily, Dillavou, Dodds, Dunbar, Fairgrieve, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), MacDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Rogers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Skulason, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Taylor, Troy, Wade, Wallace, Williams, Worden. Total 80.

Noes: None.

Absent and not voting: Beley, Brooks, Buell, Carlson, Cavanaugh, Charters, Covell, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), English, Felton, Green (Dawson), Gullidge, Haskell, Johnson (Fergus), King, Orra, Rickard, Scharnikow, Sickler, Silver, Smith, Warren, Wilcomb, Mr. Speaker. Total 28.

The Speaker pro tem at this time gave notice and signed in open session the following bill: House Joint Resolution No. 13 by MacDonald (Flathead.)

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration H. B. No. 73, introduced by Geis, entitled: "An Act to promote the mining and development of State lands valuable for petroleum and gas to provide for the leasing, management, development, protection, and disposition thereof; and to define the powers and duties of the State Board of Land Commissioners in connection therewith," respectfully report as follows: House Bill No. 73 with the following amendments:

Section 3. Inserting in line 12, page 3, after the word "parties" the words "provided that in case the said lands when again leased and not leased to the lessee or to a new lessee who complies with the provisions of this section, the State Board of Land Commissioners may execute a lease upon said lands in the manner provided in Section 6 of this act. The appraisement of said shall be made prior to the expiration of the lease upon the lands in question, and notice thereof shall be given the lessee, and all other persons, receiving such notice."

Section 3. by striking out in lines 18, 19, 29 and 30 the words, "five per centum per annum of the appraised value of the lands" and inserting in lieu thereof the words "one hundred dollars for each lease or permit."

Section 3, by striking out in lines 26 and 27 the word "preferred" and inserting in lieu thereof the word "desired."

Section 6, by striking out in lines 25 and 26 the words, "in the manner and the terms specified in Section 3 of this Act for renewal or second leases" and inserting in lieu thereof the words "on the best terms obtainable under laws and regulations to be established by the said board, and."

Section 6 by striking out in line 17 and 18 the words, "five per centum per annum of the appraised value of the lands" and inserting in lieu thereof the words "one hundred dollars for each lease or permit."

Section 15 by adding thereto the following words: "And all leases granted on State Lands hereunder shall contain such conditions and provisions as may be deemed necessary by the State Board of Land Commissioners not consistent

with the provisions of this Act, to properly provide for the development of its lands."

Section 16 by adding thereto the following: "provided, however, that a lessee now holding an oil and gas lease upon State Lands, other than as provided in this act may at his election within sixty (60) days after the passage of this Act, surrender such lease and receive in lieu thereof a prospecting permit and lease in case of discovery as provided in this Act."

Section 19, by striking out in lines 18 and 19 the words "five per cent per annum of the appraised value of the lands" and inserting in lieu thereof the words "one hundred dollars for each lease or permit," do pass as amended.
Report adopted.

ROBERTS, Chairman.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration, H. B. No. 312, introduced by Silver, a bill for an Act entitled "An Act authorizing the formation of Metropolitan Park Districts; providing for Park Officials; fixing their powers and duties, authorizing a tax levy for Park purposes; limiting the indebtedness of Metropolitan Park Districts; specifying the method of incurring additional indebtedness and authorizing the issuance and payment of bonds of Park Districts; authorizing park improvements to be paid for on local assessment plan; and authorizing Park Bonds established hereunder to assume existing indebtedness against Park property coming in the control of such board and providing an alternative method of creating and establishing Park Districts for cities not desiring to establish Metropolitan Park Districts as provided herein," respectfully report as follows: That H. B. No. 312 be reported back to the House with the recommendation that it do pass.

Report adopted.

McDONALD (Silver Bow), Chairman.

Mr. Speaker: We, your Committee on Mines and Mining, having had under consideration, H. J. M. No. 14, introduced by Austin, being a "Memorial to Congress of the United States to enact such legislation as may be necessary to impose an import duty on chrome ore for the protection of producers of chrome ore within the United States," respectfully report same back to the House with the recommendation that it do pass.

Report adopted.

TRELOAR, Chairman.

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration, H. B. No. 143, entitled: "An Act providing for the disposition and use of moneys derived from bonuses, royalties, and rentals paid to the treasury of the United States on account of permits or leases granted by the United States as provided by the Act of Congress of February 25, 1920, (Public Law No. 146), and paid by the Secretary of the Treasury of the United States to the State of Montana," respectfully report that H. B. No. 143 be amended by striking out in line 15, page 1, after the words "shall be" all of Section 1 and inserting in lieu thereof the words, "disposed of and distributed as follows, to-wit: one-third of said amount shall be paid to the county from which the production is derived, and used for road purposes, one-third shall be deposited to the credit of the general school fund, and the remaining one-third shall be deposited to the credit of the general Highway fund of the State. And when amended that the bill do pass.

Report adopted.

ROBERTS, Chairman.

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration, H. B. No. 170, entitled: "An Act to amend Section 2 of Chapter 203, Laws of the Sixteenth Legislative Assembly of the State of Montana, entitled: 'An Act to prevent the manufacture or sale of adulterated misbranded gasoline, road oils, and fuel oils for boilers and internal combustion engines to regulate traffic therein and providing for their inspection, analysis and for standard grades; designating the State Fire Marshal, ex-officio oil inspector subject to the supervision and control of the State Board of Examiners; designating the head of the department of chemistry of the State College of Agriculture and Mechanic Arts as State Chemist and defining the powers and duties of such officers; creating a State gasoline inspection fund; providing penalties for the violation of this Act, repealing Sections 2112, 2113, 2114, 2115,

21, 2117, 2118, of the Revised Codes of Montana, 1907, being chapter 22 of title part 3 of the political codes of the State of Montana, and all other acts in conflict therewith," respectfully report that H. B. No. 170 do not pass.

Not adopted.

ROBERTS, Chairman.

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration, H. B. No. 137, introduced by Geis, entitled: "An Act prohibiting for the filing of sworn statements by any person, firm, association or corporation abandoning or ceasing to operate any well or wells in the State of Montana, drilled, bored, operated or possessed for the purpose of exploring for producing oil or gas, setting out the location of such well or wells and the manner in which plugged; and providing for the punishment of this act and the imposition of false affidavits hereunder," respectfully report as follows: That H. B. No. 137 do pass.

Report adopted.

ROBERTS, Chairman.

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 280, 159, H. B. No. 11, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Roberts moved that reports of Committee on Petroleum, Oil and Gas be adopted.

Upon substitute motion by Fairgrieve, H. B. No. 170 was segregated from the printed and placed on General Orders.

Mr. Speaker:

We, your Committee on Education, having had under consideration H. B. No. 318, by Committee on Education, entitled: "An Act to amend sections 3 and 6 of chapter 211 of the Session Laws of the Sixteenth Legislative Assembly, relating to the creation of a rural school district." Respectfully report as follows: That H. B. No. 318 do pass.

Report adopted.

GUILIDGE, Chairman.

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration H. B. No. 288, introduced by Spratt, by request, entitled: "An Act to establish a preserve in the Little Belt Mountains, for the protection of game animals, birds and providing penalty for killing, hunting or pursuing any such animals or birds in such preserve." Respectfully report as follows: That H. B. No. 288 do pass.

Report adopted.

CHATFIELD, Chairman.

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration H. B. No. 308, introduced by Wade, by request, a Bill for an Act entitled: "An Act to amend section 1 of chapter 111 of the Session Laws of the Thirteenth Legislative Assembly, relating to salaries of mayor and aldermen, respectfully report as follows: That H. B. No. 308 be reported back to the House with recommendation that it do not pass.

Report adopted.

McDONALD, Silver Bow. Chairman.

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration H. B. No. 301 introduced by Boorman, by request, a bill for an Act entitled: "An Act authorizing cities and towns of this State to levy a tax for the purpose of advertising the possibilities and advantages of such city or town as a home location for factories or other legitimate enterprises; and providing the manner of collection and expenditure thereof," respectfully report as follows: That H. B. No. 301 be reported back to the House with the recommendation that it do pass.

Report adopted.

McDONALD, Silver Bow. Chairman.

Mr. Speaker:

We, your Committee on Affairs of Cities, having had under consideration H. B. No. 319, introduced by Treloar, by request, "An Act to amend section 4 of chapter 80 of the Thirteenth Legislative Assembly of the State of Montana, relating to when and how a city council may make the expense of contemplated work or improvement on the streets of a city, which in the opinion of the city council is of more than local or ordinary public benefit, chargeable upon an extended district which may include lots and lands not fronting on the work or improvement and fixing the proportion of the expenses to be assessed against lots and lands fronting on the contemplated work or improvement and on the lots and lands situated within the extended district and not fronting on the contemplated work or improvement under certain circumstances." Respectfully report as follows: That H. B. No. 319 be reported back to the House with the recommendation that it do not pass.

Report adopted.

McDONALD, Silver Bow, Chairman.

Mr. Speaker:

We, your Committee on Public Utilities and State Commissions, having had under consideration H. B. No. 311, introduced by Snell, a Bill for an act entitled: "An Act requiring the heating of street cars and providing penalties for the violation of this Act," respectfully report as follows: That H. B. No. 311 do pass.

Report adopted.

PARSONS, Chairman.

Mr. Speaker:

We, your Committee on Fairs and Expositions, having had under consideration S. B. No. 156, by Committee on Fairs and Expositions, entitled: "An act to amend section 1 of chapter 55 of the Session Laws of the Fourteenth Legislative Session of the State of Montana, relating to wagers," respectfully report as follows: That S. B. No. 156 be concurred in.

Report adopted.

REID, Chairman.

Upon motion House now resolved itself into a Committee of the Whole for the consideration of General Orders, all bills to be read by title and section number only, and open to amendment, unless upon demand of one member that they be read at length.

GENERAL ORDERS.

Blomquist in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration, Basis on General Orders, respectfully report as follows:

House Bill No. 186 recommend same do pass.

House Bill No. 228 recommend same do pass.

House Bill No. 227 recommend same do pass.

House Bill No. 207 recommend same do pass.

House Bill No. 230 recommend same do pass.

House Bill No. 222 recommend same be re-referred to Committee on Agriculture with the following amendment: Amend section 1 of House Bill No. 222 after the word "Person" the words "Company or Corporation" and by adding wherever the word "person" appears in the Bill, the words "company or corporation."

House Bill No. 229 recommend same do pass.

House Bill No. 280 recommend same be amended as follows: Amend section 1, line 25, by inserting after the words "such games as" the word "Rummy."

Amend section 1, line 26, by inserting after "checkers" the words "Three Winks" and "Old Maid" and be referred to Committee on Affairs of Cities.

BLOMQUIST, Chairman.

Report adopted.

On motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

House Bill No. 327, by Berglin, a Bill for an Act entitled: "An Act changing, establishing and defining the boundary lines between Chouteau County and Cascade County." Referred to Committee on Townships and Counties.

House Bill No. 328 by Fairgrieve, a bill for an Act entitled: "An Act to amend Section 38 of Chapter 173 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917, relating to the trapping and killing of beaver; regulating shipping permits, and providing penalties for the violation of this Act." Referred to Committee on Fish and Game.

House Bill No. 329, by McQuarrie, a bill for an Act entitled: "An Act to provide for the classification of lands in the State of Montana for assessment and taxation purposes and to authorize the Board of County Commissioners to use such classification to be made, and to provide for a Tax levy to pay for the cost thereof, and to provide for the payment of indebtedness hitherto incurred by counties acting under the provisions of Chapter 89 of the Laws of the Fifteenth Session of the Legislative Assembly of the State of Montana, and to amend Chapter 89 of the Laws of the Sixteenth Session of the Legislative Assembly of the State of Montana." Referred to Committee on Judiciary.

House Bill No. 330 by Dowlin, Peden and Seefield, a bill for an Act entitled: "An Act to create the County of Joe Brown, designating its boundaries and providing for its government, and to change the boundaries of Rosebud, Horn and Powder River counties to conform thereto." Referred to Committee on New Counties and Divisions.

House Bill No. 331 by Committee on Apportionment and Representation, a bill for an Act entitled: "An Act to amend Section 47, of the Revised Codes of Montana of 1907, as amended by Chapter 44 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, relating to Congressional districts." Referred to Committee on Apportionment and Representation.

Senate Joint Resolution No. 8 by Special Committee on Highways, in the House read and concurred in. Transmitted to the Senate. Resolution adopted.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, House adjourned until 10:30 A. M. Thursday, February 17th.

test: FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FORTY-SIXTH DAY

House of Representatives, February 17, 1921.

House met at 10:30 o'clock A. M., pursuant to adjournment.

Speaker pro tem in chair.

Prayer by Chaplain.

Roll called and all present except: Carlson, Dowlin (Rosebud), King, Sick-Scharnikow and Mr. Speaker, excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, have this day examined the Journal for the Forty-fifth day, and have found the same to be correct.

Report adopted. JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion duly seconded and carried, were considered as having been read at length.

1. Speaker: Helena, Montana, February 16, 1921.

I am directed by the Senate to inform your Honorable Body that the fol-

lowing bills were read third time and passed, title and history agreed to: the same are herewith transmitted to the House for its concurrence:

Senate Bills Nos. 177 and 179 and Senate Joint Memorial No. 2.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 16, 1921.

I am directed by the Senate to inform your Honorable Body that House Bills Nos. 129 and 130 were recommended by the Committee of the Whole non-concurrence, which report was adopted, and the bills are herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 16, 1921.

I am directed by the Senate to inform your Honorable Body that a communication was this day received from Bitter Root Lodge No. 834 Brotherhood of Railroad Trainmen, asking to support House Bill No. 178, relating to length of trains.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 16, 1921.

I am directed by the Senate to inform your Honorable Body that Standing Committees reported as follows:

Committee on Federal Relations reported Senate Joint Memorial No. 3, Griffin, and recommended that the same do pass.

Committee on Printing reported Senate Bills Nos. 223, 225 and 231 corrected and printed.

Committee on Stockgrowing and Grazing reported Senate Bill No. 206, Joint Committee, a bill for an Act entitled: "An Act to provide that the Livestock Commission shall constitute the Livestock Sanitary Board; to define the powers and duties of the Livestock Sanitary Board, and to repeal Sections 1 to 1558 (both inclusive) and Sections 1836 to 1853 (both inclusive) of the Revised Codes of Montana, 1907, to repeal Chapter 157 of the Laws of Montana, Fifteenth Session of 1917, and to repeal Chapter 132 and 199, each respectively of the Laws of Montana, Sixteenth Session of 1919," recommend that the amendment adopted in Committee of the Whole be stricken out.

Amend Senate Bill No. 206, Section 23, in line 25 of the Printed Bill after the word "factories" by adding "not making butter and cheese."

Amend in line 27 by adding after the word "factories" the words "not making butter or cheese," and as so amended that the same do pass.

Also Senate Bill No. 256, by Foster. A bill for an Act entitled: "An Act to amend Section 1 of Chapter 99 of the Session Laws of the Sixteenth Legislative Assembly, entitled: 'An Act to amend Sections 4313, 4315 and 4317 of the Revised Codes of the State of Montana of 1907, relating to liability for kill stock,'" recommend that Section 1 be amended by inserting after the enacted clause, the following words:

"Section 1. That Section 1 of Chapter 99 of the Session Laws of the Sixteenth Legislative Assembly be amended to read as follows: "And as so amended the bill do pass."

Committee on Judiciary reported Senate Bill No. 228, by Paul, a Bill for an Act entitled: "An Act making it the duty of the owner or person holding possessory right to unfenced agricultural grazing land, or patented mining claim lying within the boundaries of National Forest Reserves, or adjacent thereto, to make the boundaries thereof, and to prevent recovery of damages for trespass by herded sheep on said land when the same is unmarked," recommend that said bill be amended by adding in line 10 of Section 3, after the word "mark" the words "if such lands be surveyed."

Amend by adding after the word "post" in line 13 the words "or stump."

Amend by striking out in line 18 the word "shall" and inserting in place thereof the word "may" and as so amended the bill do pass.

Also Senate Bill No. 218, by Booth, a bill for an Act entitled: "An Act to amend Section 12 of Senate Bill No. 38, entitled: 'An Act relating to the management of corporations, providing for the amendment of their articles of incorporation, designating the particulars in which such Articles of Incorporation may be amended and the method by which such amendment may be effected; providing a method whereby a corporation may create or increase a bonded indebtedness and repealing Sections 3812, 3813, 3814, 3826, 3827, 3828, 3849, 3894, and 3907 of the Revised Codes of 1907, and Chapter 100 of the Laws of the Fourteenth Legislative Assembly of 1915 and all Acts and parts of Acts in conflict herewith,' passed by the Seventeenth Legislative Assembly, and signed and approved by the Governor February 1, 1921," recommend that Substitute for Senate Bill No. 218, by Booth, a bill for an Act entitled: "An Act to repeal Section 12 of Senate Bill No. 38, entitled: 'An Act relating to the management of corporations, providing for the amendment of their Articles of Incorporation, designating the particulars in which such Articles of Incorporation may be amended and the method by which such amendment may be effected; providing a method whereby a corporation may create or increase a bonded indebtedness and repealing Sections 3812, 3813, 3814, 3826, 3827, 3828, 3894 and 3907 of the Revised Codes of 1907, and Chapter 100 of the Laws of the Fourteenth Legislative Assembly of 1915 and all Acts and parts of Acts in conflict herewith,' passed by the Seventeenth Legislative Assembly and signed and approved by the Governor February 1, 1921," be substituted therefor, and that said Substitute bill do pass.

Also Senate Bill No. 93, by Booth, a Bill for an Act entitled: "An Act relating to the appointment of Deputy County Attorneys and repealing all Acts and parts of Acts in conflict herewith," recommend that said bill be amended by striking out in line 10 of the original bill the word "deputies" and inserting in lieu thereof the words "number of deputies authorized by the Board of County Commissioners, not to exceed the number herein specified."

Strike out Section 4, and as so amended the bill do pass.

Also Senate Bill No. 73, by Booth, a Bill for an Act entitled: "An Act amending Section 2 of Chapter 222 of the Acts of the Sixteenth Legislative Assembly of Montana of 1919, relating to the appointment and compensation of Deputy County Officers," recommend that said bill be amended by striking out Line 22 of the original bill, the words "less than the minimum" and inserting in lieu thereof the words "greater than the maximum."

Amend by striking out Section 3, and as so amended the bill do pass.

Also Senate Bill No. 104, by Slattery, a Bill for an Act entitled: "An Act to repeal Chapter 21 of the Laws enacted at the Extraordinary Session of the Sixteenth Legislative Assembly of the State of Montana approved August 11th, 1919, relating to the Montana Trade Commission," recommend that said bill be printed.

Also Senate Bill No. 191, a Bill for an Act entitled: "An Act to amend Section 3194 of the 1907 Revised Codes, of the State of Montana, pertaining to fees of County Commissioners," recommend that said bill be printed.

Committee on Taxation reported House Bill No. 50, by Committee on Revenue and Taxation a Bill for an Act entitled: "An Act regulating the State Treasurer, the Treasurer of every State board, commission, bureau, department, and State institution and providing for the deposit of all State moneys, securities and evidences of indebtedness with the State Treasurer twice monthly, and providing the method and manner of keeping State Funds and of paying the same, and providing for revolving funds at State Institutions," recommend that same be amended as follows:

Amend Section Five (5), line twenty-two (22) of the bill by inserting after the word "prescribe" the words "incomes from dormitories conducted by State institutions and that as so amended the same be concurred in."

Also Senate Bill No. 234, by Page, a Bill for an Act entitled: "An Act relating to Chapter 51 Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to the classification of taxable property for purposes of taxation," beg leave to return bill without considering on account of Senate Bills 23 and 253 on the same subject now being before the Judiciary Committee and they should be considered together.

Committee on Judiciary reported Senate Bill No. 247, by Booth, Slatte Burlingame, Paul, Stewart, Coburn, Lewis, Parker, and Kirton, a Bill for Act entitled: "An Act for the general revision of the Civil and Criminal Practice Acts of Montana, relating to exceptions, bills of exceptions, new trials, appeals, and amending Sections 6784, 6785, 6788, 6792, 6795, 6796, 6797, 6798, 6799, 7113, 7115, 9347, and 9352 and repealing Sections 6876, 7112 and 7113 of the Revised Codes of Montana of 1907, and repealing Chapter 148 of the Laws of the Fourteenth Legislative Assembly of Montana of 1915, and all Acts and parts of Acts in conflict herewith," recommend that said bill be printed and re-referred to the Judiciary Committee.

Also Senate Bill No. 224, by Cowan, a Bill for an Act entitled: "An Act to amend Section 2684 of Chapter 9 of the Revised Codes of 1907, relative to the duties of County Treasurers," recommend that further consideration of said bill be indefinitely postponed.

Also Senate Bill No. 239, by White, by request, a Bill for an Act entitled: "An Act to amend Section 7436 Revised Codes of Montana, 1907, relating to the powers of administration, and to whom they may be granted," recommend that further consideration of said bill be indefinitely postponed.

Also Senate Bill No. 252, by Lewis, a Bill for an Act entitled: "An Act to abolish the office of State Parole Commissioner and to repeal Chapter 13 of the Session Laws of the Thirteenth Legislative Assembly relating thereto," recommend that said bill do pass.

Also Senate Bill No. 257, by Burlingame, a Bill for an Act entitled: "An Act to provide retirement compensation for honorable and extended service in the judicial department of State," recommend that said bill do pass.

Also Senate Bill No. 258, by Booth, a Bill for an Act entitled: "An Act to repeal Chapter 30 of the Laws of the Sixteenth Extraordinary Legislative Assembly of 1919," recommend that said bill do pass.

Also Senate Bill No. 259, by Lowe, a Bill for an Act entitled: "An Act relating to the compensation of certain State officers, deputies and clerks," recommend that said bill do pass.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second times and referred to Committees designated:

Substitute for Senate Bill No. 218, by Booth, a Bill for an Act entitled: "An Act to repeal section 12 of Senate Bill No. 38, entitled: 'An Act relating to the management of corporations, providing for the amendment of their articles of incorporation, designating the particulars in which such articles of incorporation may be amended and the method by which such amendment may be effected; providing a method whereby a corporation may create or increase bonded indebtedness and repealing sections 3812, 3813, 3814, 3826, 3827, 3828, 3849, 3894 and 3907 of the Revised Codes of 1907, and chapter 100 of the Laws of the Fourteenth Legislative Assembly of 1915 and all acts and parts of acts in conflict herewith," passed by the Seventeenth Legislative Assembly and signed and approved by the Governor, February 1st, 1921."

Senate Bill No. 261, by Hefferlin, a Bill for an Act entitled: "An Act to amend section 3 of chapter 6 of the Session Laws of the Twelfth Legislative Assembly entitled: 'An Act prohibiting surety companies from exacting indemnity bonds or security from State, County or City officials before furnishing either surety bonds, individual bonds, or other security, by providing that premiums for surety bonds must be paid by the officer bonded.'" Referred to Committee on Judiciary.

Senate Bill No. 262, by Lewis, a Bill for an Act entitled: "An Act repealing chapter 104 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, the same being an Act entitled: 'An Act prohibiting the foreclosure of real estate or chattel mortgages executed by soldiers, sailors

ines honorably discharged from the military or naval service of the United States until one year from the date of such discharge, and providing penalties for the violation of this Act." Referred to Committee on Judiciary.

Senate Bill No. 263, by Hazelbaker, a Bill for an Act entitled: "An Act provide for the poisoning, killing, catching and exterminating of insect pests; providing for the appointment of persons and purchase of materials therefor; providing for the payment of the expense and authorizing the levy of a tax therefor; and defining the term "insect pest" referred to Committee on Judiciary.

Senate Bill No. 264, by Cowan, a Bill for an Act entitled: "An Act relating to irrigation districts; providing a comprehensive method and system for creation, organization, government, management, control, operation, administration and dissolution of irrigation districts, under the supervision of the public service commission of Montana; defining and describing the powers, duties and authority of the public service commission of Montana in connection with the creation, organization, government, management, control, operation and the powers, duties and rights of such irrigation districts and their officers; authorizing and empowering such irrigation districts to construct, purchase, or otherwise acquire works, water, property and rights necessary for the irrigation of the lands within and comprising the districts; authorizing the incurring of indebtedness in connection with the purchase, construction or acquiring of such works, water, property and rights and the maintenance, management, control and operation thereof and the assessing and levying of special assessments and taxes on the lands within and comprising such districts for the purpose of raising funds to pay such indebtedness; providing that the provisions of this Act may extend and apply to irrigation districts heretofore organized and existing or in process of organization under existing laws; and to repeal chapter 14 acts of the Extraordinary Session, Sixteenth Legislative Assembly." Referred to Committee on Irrigation and Water Rights.

House Bill No. 72, by Hathaway, a Bill for an Act entitled: "An Act amend section 7 of chapter 87 of the Session Laws of the Fifteenth Legislative Assembly, relating to the method for the assessment and collection of a license fee on express companies doing business in this state." Referred to Committee on Finance and Claims.

House Bill No. 112, by Committee on Revenue and Taxation, a Bill for an Act entitled: "An Act requiring every person, firm, association, joint stock company or corporation engaged in or carrying on the business of coal mining, engaged in working or operating any mine or mining property in the State of Montana, from which coal is mined, produced or extracted, to pay to the State Treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana, fixing the amount of such license fees; prescribing a method for the assessment and collection thereof, prescribing penalties for violations of the provisions of this Act." Referred to Committee on Finance and Claims.

House Bill No. 185, by Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of Montana State Hospital for the year ending February 28, 1921." Referred to Committee on Finance and Claims.

House Bill No. 232, by Brockway, a Bill for an Act entitled: "An Act to amend chapter 19 of the Laws of the Fifteenth Extraordinary Legislative Session of the Legislative Assembly of Montana of 1918, relating to seed grain." Referred to Committee on Agriculture.

House Bill No. 234, by Brockway: A Bill for an Act entitled: "An Act amending chapter 8 of the Session Laws of the Extraordinary Session of the Legislative Assembly of Montana of 1919, relating to relief of persons rendered destitute or in need of aid by reason of drouth, hail or unfavorable climatic conditions." Referred to Committee on Agriculture.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, February 16, 1921.

I am directed by the Senate to inform your Honorable Body the report of the Joint Committee appointed to investigate the State Highway Commission was read and adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body the Committee of the Whole, to whom was referred business on General File respectfully report as follows:

Senate Joint Memorial No. 2 and recommend that same do pass.

Senate Bill No. 141 and recommend that same be taken from General File today and placed at the head of General File tomorrow.

Sub. for Senate Bill No. 99, and recommend that same be amended as follows:

Amend section 3 by adding the words "and jailors," after the words "deputy sheriffs" in line 67.

Amend section 3 by inserting the words "chief deputy" and the figure "\$1,800.00" between lines 68 and 69.

Amend title by striking out the words "assistants," and as amended recommend that same do pass.

Senate Bill No. 177 and recommend that same do pass.

Senate Bill No. 179 and recommend that same be amended as follows:

Amend section 1 by striking out the comma after the word "served" in line 8, and inserting a period in lieu thereof, and to insert the words "such summons must be published" after the said word "served," and as amended recommend that same do pass.

Sub. for Senate Bill No. 130 and recommend that same be placed on General File tomorrow.

House Joint Memorial No. 3 and recommend that same be concurred in.

House Joint Memorial No. 5. and recommend that same be concurred in.

House Bill No. 38 and recommend that same be concurred in.

Sub. for House Bill No. 75 and recommend that same be concurred in.

House Bill No. 118 and recommend that same be concurred in.

House Bill No. 127 and recommend that same be concurred in.

House Bill No. 130 and recommend that same be not concurred in.

House Bill No. 129 and recommend that same be not concurred in.

House Bill No. 133 and recommend that same be referred to the Judiciary

Committee.

House Bill No. 140 and recommend that same be concurred in.

House Bill No. 152 and recommend that same be concurred in.

House Bill No. 155 and recommend that same be concurred in.

House Bill No. 184 and recommend that same be concurred in.

House Bill No. 187 and recommend that same be concurred in.

House Bill No. 188 and recommend that same be concurred in.

House Bill No. 190 and recommend that same be concurred in.

House Bill No. 194 and recommend that same be re-referred to the Committee on Taxation.

LARSON, Chairman.

The above report was adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 16th. 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 8, introduced by special committee on highways relative to an investigation of the State Highway Commission was read

opted as amended, title agreed to and the same is herewith transmitted to the use for its concurrence.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 16th, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that at 3:55 o'clock P. M., the Senate adjourned to meet tomorrow, Thursday, February 17th, 21, at ten o'clock A. M.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read in the House:

Montana State Federation of Labor, Helena, Montana, Feb. 16, 1920.
the Speaker and Members of the House, 17th Legislative Assembly.
Gentlemen:

The following resolution was unanimously adopted at the Great Falls convention of the Montana State Federation of Labor, on Feb. 11th. Please convey this information to your Honorable Body.

Whereas, the Montana Trade Commission bill was passed in the Special Session in August, 1919, and

Whereas, this Bill formed a Trade Commission and giving it power to put profit basis into effect upon all merchandise, and

Whereas, this Commission attempted to put into effect their famous order 4, which would compel the merchandising interests to put their invoice cost their goods in plain figures, and

Whereas, Judge Bourquin decided this bill unconstitutional, but which decision has been appealed to a higher court, where a decision has not yet been rendered down, and

Whereas, a decision should come from this court some time in March,

Therefore, be it Resolved, that this body use its best efforts to prevent the termination of the Trade Commission until the supreme court renders its decision, because an adverse decision would kill, legally, this commission, but in the event of a favorable decision, this commission would be of great value to the consumer, and an effort is now being made to legislate this commission out of existence.

Respectfully submitted,

JOHN T. TAYLOR, Secy.-Treas.
Montana State Federation of Labor.

WESTERN UNION TELEGRAM.

Great Falls, Montana, February 16, 1921.

Re Cascade County Delegation, care Hon. J. W. Roberts, Helena, Montana.

The City Council of Great Falls directed me at meeting Tuesday evening to advise you that the City of Great Falls is opposed to the passage of H. B. 300, providing for levy of five mill tax upon and collection of poll tax from inhabitants of cities to be paid to county. Great Falls is already suffering from reduced revenues and a further reduction in revenues without decrease in taxation which would result from proposed bill will put cities in serious situation.

W. H. HARRISON, City Clerk.

Wm. P. F. Dodds, Speaker Pro Tem, House of Representatives, Helena, Montana.
Honorable Sir:

I have been requested by the Senate to advise the House through you relative to the transmission of bills in reference to amendments by the Joint Committee of the House and Senate on Constitutional Amendments. The question was raised by Senator Paul of Powell County on a question of information and your attention is respectfully called to Rule 40, page 25, of the Rules of the Senate and Rule 24, page 31, of the Joint Rules of the Senate and House.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Butte, Montana, February 12, 1921.

Honorable Harry A. Gallwey, Helena, Montana.

Dear Senator:

We, the undersigned, single men, residents of the City of Butte, do hereby respectfully beseech you to use your good offices as a member of the Senate of the State of Montana to promote the adoption of the "Bachelor Bill" recently introduced by a Mr. MacDonald.

As the Bill stands we, the undersigned, understand that it calls for an annual tax of five (\$5.00) per capita. We are thoroughly in accord with the views of Mr. MacDonald, as launched forth in his most worthy bill, but sincerely believe that the one weak point in the armor of this Bill is in the small amount of tax per capita. A tax of Ten (\$10.00) Dollars, would be much more acceptable to the single men of the State as a whole, we believe for after a thorough study of the bill, delving into its most remote ramifications, our final conclusion is that we individually and collectively could not do better than a tax set at the latter amount, and we truly believe that we, who enjoy all the fruits of a lowering of the H. C. of L. and other economic ills to a far greater extent than our most worthy Benedict brothers, to say nothing of any restrictions placed on our personal conduct by our or rather the married man's behalf, should do this whole heartedly, and believe that our final judgment will be upheld, by the large majority of Bachelors of the State.

Hoping you will see fit to have this petition read on the floor of the houses, and that you will kindly extend our heartiest congratulations to the great exponent of Jeffersonian Democracy—Mr. MacDonald—and assure him that he will have what little assistance we may be able to render in promoting the adoption of his epoch-making bill, we are

Respectfully yours,

Signed: F. E. SULLIVAN,
E. A. ROULEAU,
W. C. KELLY,
Lenox Hotel,
Committee.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration, H. Joint Resolution No. 7, introduced by Hunter, bearing a joint resolution requesting the State Industrial Accident Board to investigate the conditions governing the employment of aged workmen in the State of Montana, and to report to the members of the Eighteenth Legislative Assembly its findings and conclusions, with recommendations for or against old age insurance legislation," respectfully report as follows: That H. Joint Resolution No. 7 do pass.

SHOEMAKER (Yellowstone), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration H. B. No. 182, by Johnson of Silver Bow, by request, entitled: "An Act to prescribe the duties of the State Superintendent of Public Instruction, county superintendents, city superintendents, school officers and teachers in the teaching of American Patriotism within the schools and to amend subdivision 4, Section 803, Chapter VIII of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly, relating to the appointment and selection of teachers and prescribing their powers and duties," respectfully report as follows: That H. B. No. 182 do not pass.

GULLIDGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration H. B. No. 324, by Roberts, entitled: "An Act to repeal Section 50 of Chapter 76 of the Laws of the Thirteenth Regular Session of the State of Montana, prescribing the bond to be furnished by and the compensation to be received by school trustees," respectfully report as follows: That H. B. No. 324 do pass.

GULLIDGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Apportionment and Representation, having had under consideration H. B. No. 331, by Committee on Apportionment and Representation, a Bill for an Act entitled: "An Act to amend Section 47 of Revised Codes of Montana of 1907, as amended by Chapter 44 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, relating to Congressional Districts," respectfully report as follows: That H. B. No. 331 do pass.

BROCKWAY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 7, entitled: "An Act amending Section 155 of the Revised Codes of Montana of 1907, relating to the distribution of Senate and House Journals of the Session Laws," respectfully report as follows: That S. B. No. 7, be amended as follows: Amend Section 1 by striking out subdivision 1 and inserting in lieu thereof the following:

(1) To the County Clerk of each county one copy of the Senate Journal and one copy of the House Journal for the use of the county."

(2) To the State Historical Library such number of copies of the Senate and House Journals, not exceeding 150 of each, as may be required by it for purposes of distribution and exchange." And when so amended the bill be considered in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having under consideration, H. B. No. 273, entitled: "An Act to amend Section 1 of Chapter 125 of the Session Laws of the Eleventh Legislative Assembly, entitled: "An Act to provide for the assessment of Livestock, creating a migratory stock fund, and providing for the collection and distribution of taxes thereon," respectfully report as follows: That H. B. No. 273 do pass.

Report adopted.

FELTON, Chairman.

Mr. Speaker: We, your Committee on Engrossment, to whom was referred House Bills Nos. 230, 207, 10, 227, 186, 6, 167, beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker: We, your Committee on Irrigation and Water Rights, having under consideration, House Bill No. 97, introduced by Faust, a Bill for an Act entitled: "An Act relating to irrigation districts; providing a comprehensive method and system for the creation, organization, government, management, control, operation, administration and dissolution of irrigation districts under the supervision of the public service commission of Montana; defining and defining the powers, duties and authority of the public service commission of Montana in connection with the creation, organization, government, management, control, operation and the powers, duties and rights of such irrigation districts and their officers; authorizing and empowering such irrigation districts to construct, purchase, or otherwise acquire works, water, property and rights necessary for the irrigation of the lands within and comprising the districts; authorizing the incurring of indebtedness in connection with the purchase, construction or acquiring of such works, water, property and rights, and the maintenance, management, control and operation thereof, and the assessing and levying of special assessments and taxes on the lands within and comprising such districts for the purpose of raising funds to pay such indebtedness; providing that the provisions of this Act may extend and apply to irrigation districts heretofore organized and existing or in process of organization under existing laws; and to repeal Chapter 14 Acts of the Extraordinary Session Sixteenth Legislative Assembly," recommend the following amendments, to-wit: By amending Section 4, page 4, line 7, by striking out the word "or" after the word "except" and insert in lieu thereof the word "of." By amending Section 5, page 6, by striking out all of lines 27, 28, and 29, including the word "lies" and insert in lieu thereof the words "in addition to such publication"; and in line 31 of said Section 5, page 6, strike out the word "non-resident" and substitute the word "downer."

By amending Section 6, page 9, line 5, by inserting after the word "the" the words "five or seven" and by further amending the said section in line 5, page 9, by striking out the word "population" and substitute in lieu thereof the words "number of holders of title."

By amending Section 10, page 11, line 13, by striking out the word "the" and substitute the word "five." By adding in line 14 of said section after the word "expenses" the words "including premium on bond."

By amending Section 11, page 11, by striking out all of lines 25-26-27-229 and 30, and in line 31 of said line including the word "appointment" and substitute in lieu thereof the following, to-wit:

"Within 30 days after organizing, the Board of Directors shall appoint a competent civil engineer, as district engineer, who has had construction experience in irrigation work. He may be an individual, co-partnership or corporation. Prior to his appointment, the directors shall draw up a contract with the engineer setting forth all the terms and conditions relating to his duties and compensation to be paid for such services; such contract to be submitted in duplicate to the commission for approval, prior to making the appointment."

By amending Section 15, page 21, line 8, by striking out the word "petition" and substitute in lieu thereof the word "petition"; also by amending said section in line 22, page 21, by striking out the word "ten" and substituting the word "thirty."

By amending Section 19, page 27, line 4, by striking out the word "expenses" and substituting in lieu thereof the word "expended."

By amending Section 21, page 28, line 22, by inserting after the word "made" the words "in such determination proper adjustment may be made."

By striking out all of Section 22 and substituting in lieu thereof a new section to read as follows, to-wit:

Section 22. On or before the second Monday in July each year the board of directors of each irrigation district in this State, shall ascertain the total amount required to be raised in that year for the general administrative expenses of the district, including costs of maintenance and repairs and interest on and the principal of the outstanding bonded or other indebtedness of the district, including any indebtedness incurred under any contract between the district and the United States accompanying which bonds of the district have not been deposited with the United States, and shall levy against each forty acre tract or fractional forty acre tract of land in the district (or where lands shall be owned and held in twenty acre tracts or less, then against each said tract, that portion of the said amount so to be raised which the irrigable area of each tract bears to the total area of all the irrigable lands in the district. But the tax thus determined by the irrigable area of each such tract shall become a lien upon the entire tract of land of which such irrigable area forms a part, and attaches thereto as of the first Monday of March of that year. In order that each irrigable area may be determined, the directors shall cause to be made under the direction of the District Engineer, a careful topographical survey and map of all the irrigable lands in the district. A copy of the assessment list as outlined herein shall be transmitted to the county clerk of each county in which any of the lands of the district are situated not later than the first Monday in August of each year, and a duplicate copy thereof accompanied by a statement showing the various items of expense the assessment is designed to cover, shall be transmitted to the secretary of the commission by registered mail. In case the commission finds it necessary to increase the levy as made by the board the secretary shall transmit such change to the county clerk in each county containing acreage within the district not later than the first Tuesday in September; immediately thereafter the county clerks shall cause to be entered in the assessment book of said county or counties, and prior to the delivery of said assessment books to the county treasurer, the assessment roll as transmitted by the commission, or in the event the commission has seen fit to make no change in the assessment as made by the Board of Directors, the original assessment roll as submitted by the board shall be taken as the true and correct assessment against each tract for that year. The county treasurer shall thereafter collect such taxes or assessments at the same time and in the same manner as county and state taxes.

In the event that the ownership of any tract of land in the district shall be added after any tax or assessment against the same has been levied, each or any of the owners of such divisions shall be entitled to have such tax or assessment equitably apportioned to and against such divisions, so that each such owner shall be enabled to pay such tax or assessment against his portion of such tract, and have the same discharged from the lien thereof.

By amending Section 23, page 31, line 5, by striking out the word "system" and substitute in lieu thereof the word "stream."

By amending Section 27, page 35, line 23, by striking out the figures "2678-" and substitute in lieu thereof the figures "2678-79." By adding after Section 33 to read as follows, to-wit:

Section 33. In the event of any money remaining in the construction fund after the completion of any district project, the same may be transferred to an appropriate fund for the redemption of outstanding bonds of the districts."

By striking out all of Section 38 in the present bill and substituting in lieu thereof a new section, to read as follows, to-wit:

Section 38. The regular election for directors in each district shall be held annually on the first Saturday in April of each year; the term of office of directors shall commence on the third Saturday in April following the election. At the first regular election following the creation of a district there shall be elected one director from the first division who shall hold his office for a term of one year; one director from the second division who shall hold his office for a term of two years; one director from the third division who shall hold his office for a term of three years; if there be five divisions in a district, one director shall be elected from the fourth division who shall hold his office for two years and one director shall be elected from the first division who shall hold his office for three years; and if there be seven divisions in a district, one director shall be elected from the sixth division who shall hold his office for two years and one director shall be elected from the seventh division who shall hold his office for three years. At the regular elections held thereafter each year, there shall be elected on a three-year term one director for each vacancy caused by the expiration of the term of office of a director that year; each director so elected must be a qualified elector and a resident of the same division as the director whom he is to succeed in office. Directors shall be chosen by the electors of the entire district and each director-elect before taking office shall take and subscribe the official oath to be administered by the hold-over members of the board, and file same in the office of the board of directors. Each member of the board of directors shall execute an official bond in the sum of two thousand dollars, which said bond shall be approved by the judge of the district court of said county where the organization was effected, and shall be recorded in the office of the county recorder thereof and filed with the secretary of said board. All official bonds of directors shall be in the form prescribed by law for the official bonds of county officers.

On the third Saturday in April following each regular election, the board shall meet and organize by electing a president from their number and a secretary who may or may not be a director and who shall hold office during the pleasure of the Board.

The board of directors may submit any proposal of major importance to a vote of the electors of a district at any regular or special election for decision: provided that such proposal when passed upon at an election shall be final and binding upon said board, unless reversed at a later election.

By amending section 51, page 52, line 31, by striking out after the word "holder" all of said line 31 and all of line 32, and all of line 1 on page 53, including the word "holder."

By amending section 55, page 55, line 9, by inserting after the word "evidence" the words "of title."

By amending section 69, page 60, line 29, by striking out the word "hereby" and substitute in lieu thereof the word "herein."

By striking out all of section 71 and substituting in lieu thereof a new section to read as follows, to-wit:

Section 71. The Chief Engineer of the public service commission and any assistant irrigation engineers employed by the commission pursuant to the pro-

visions of this act, placed in responsible charge of investigations relative to feasibility of districts, shall, before entering upon the discharge of duties hereunder, give a good and sufficient bond to the State of Montana in the sum of \$10,000 for the chief engineer, and in the sum of \$5,000 for each said assistant engineers, with sureties to be approved by the governor, conditioned upon faithful discharge of their duties hereunder. The premium on said bonds, if any, shall constitute a valid charge against the State of Montana and be paid on proper claim therefor, by the State Board of Examiners in the same manner as the premiums on the bonds of elected and appointed officers of the State, where bond is required.

The board of directors of any district organized under the provision of this Act, may require, before confirming the appointment of the district engineer a bond in such amount as may be justified by the amount of responsibility involved, said bond to be for the faithful discharge of the duties as herein outlined, the premium thereon to be a legitimate claim against the district and to be paid by the board of directors in the same manner as other claims against the district.

And when so amended we recommend that the bill do pass.

FAUST, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Insurance, having had under consideration H. B. No. 279, a bill for an Act entitled: "An Act to regulate the storage, transportation, sale and use of gasoline, volatile oils and inflammable liquids, and providing a penalty for the violation thereof." Respectfully report as follows: That H. B. No. 279 recommend that same do pass.

DOWLIN, Yellowstone, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Insurance, having had under consideration H. B. No. 206, a Bill for an Act entitled: "An Act requiring all persons engaged in business of adjusting losses under fire, hail or marine insurance policies in this State to procure licenses therefor; fixing the amount of the license fees to be paid by such persons; prescribing the duties of adjusters; and prescribing penalties for violation of the provisions of this Act," respectfully report as follows: That H. B. No. 206 recommend that same do pass.

Report adopted.

DOWLIN (Yellowstone), Chairman.

We, your Committee on Insurance, having had under consideration H. B. No. 310, a Bill for an Act entitled: "An Act defining how deposits are to be made with the Commission of Insurance of the securities required to be deposited, and a penalty for the violation by the commissioner of his duties in regard thereto," respectfully report as follows: That H. B. No. 310 recommend that same do pass.

Report adopted.

DOWLIN (Yellowstone), Chairman.

Mr. Speaker: We, your Committee on Insurance, having had under consideration H. B. No. 309, a Bill for an Act entitled: "An Act to amend Section 4117 of the Revised Codes of the State of Montana defining the method of ascertaining the net value of life insurance policies, and requiring the deposit of securities therefor, and providing for the change or withdrawal of securities," respectfully report as follows: That H. B. No. 209 recommend that same do pass.

Report adopted.

DOWLIN (Yellowstone), Chairman.

Mr. Speaker: We, your Committee on Labor, having had under consideration H. B. No. 37, a Bill for an Act entitled: "An Act relating to arbitration and providing for the validity and enforcement of arbitration agreements and method of procedure thereunder," respectfully report the same back to the House with the recommendation that it do not pass.

Report adopted.

FAIRGRIEVE, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

B. No. 177, by Anderson. A Bill for an Act entitled: "An Act relating to employment of Honorably discharged soldiers and sailors of the United States and their widows, in the Public Departments and upon all public works of the State of Montana and of the Counties thereof, and providing for the issuing of certificates of honorable discharge of said soldiers." Referred to Committee on Military Affairs.

B. No. 179, by Edwards. A Bill for an Act entitled: "An Act to amend Section 6521 of the Revised Codes of 1907, relative to the manner of publishing summons in a civil action." Referred to Committee on Judiciary.

J. Mem. No. 2, by Cowan: "A resolution memorializing the Congress of the United States to enact appropriate Legislation and provide sufficient appropriations for the completion of Federal Reclamation projects within the State of Montana, at as early a date as possible, and candidly to advise the President and the Cabinet at Washington of the Exact Facts relating to Irrigation and Public Land settlement within the State of Montana." Referred to Committee on Federal Relations.

B. No. 332, by Troy. A Bill for an Act entitled: "An Act providing for the security of depositors in the incorporated banks of Montana, creating a guaranty fund of the State of Montana, and providing for the collection thereof, and penalties for the violation thereof." Referred to Committee on Banks and Banking.

B. No. 333 by Faust, by request. A Bill for an Act entitled: "An Act relating to the establishment of irrigation districts and validating and legalizing irrigation districts heretofore established under the Laws of the State of Montana." Referred to Committee on Irrigation and Water Rights.

B. No. 334, by Committee on Ways and Means. A Bill for an Act entitled: "An Act requiring all insurance companies, partnerships and associations organized under any foreign government engaged in the transaction of business of insurance in the State of Montana, to pay two per cent on all premiums received in Montana by such companies, partnerships or associations." Referred to Committee on Ways and Means.

B. No. 335, by Cavanaugh. A Bill for an Act entitled: "An Act creating and defining the Judicial Districts of the State of Montana and repealing all laws and parts of Acts in conflict herewith." Referred to Committee on Judiciary.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE.

February 17th, 1921.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have approved the following House bills:

B. No. 16.—relating to fire escapes on certain buildings.

B. No. 25.—relating to Veterans' Welfare Commission.

B. No. 64.—relating to counsel fees as costs on foreclosure of liens.

B. No. 92.—relating to the State Board of Horticulture.

B. No. 124.—contingent appropriations for payment of judgment against the State.

JOS. M. DIXON, Governor.

THIRD READING OF SENATE BILLS.

Sub. S. B. No. 22, by Booth, having been read three several times, title and story agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Berglin, Black, Blomquist, Bohling, Buell, Cavanaugh, Dodds, Dowlin (Yellowstone), Dunbar, English, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hanson, Hathaway, Johnson (Silver Bow), Kenyon, MacDonald (Flathead), Parsons, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Silver, Smith, Snell, Spratt, Treloar, Troy, Wade, Wallace, Warren.

Noes: Anderson, Beley, Bergeson, Brasier, Brown (Lewis and Clark), Brown (Mineral), Cooney, Covell, Crumbaker, Daily, Dunn, Fairgrieve, Green (Dawson), Gullidge, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kemp, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Peden, Penewell, Phelps, Provinse, Ray, Reeves, Rickard, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Spencer, Stoner, Swift, Wilcomb, Williams, Worden. Total, 41.

Absent and not voting: Brockway, Brooks, Cady, Carlson, Charters, Chatfield, Conser, Dillavou, Dowlin (Rosebud), Haynes, Hills, Jones, King, Perrine, Ray, Scharnikow, Sickler, Skulason, Stevens, Mr. Speaker. Total, 19.

Senate Bill No. 184, by Slattery, having been read three several times, title and history agreed to, was concurred in as amended by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Blomquist, Boorman, Brasier, Brown (Lewis and Clark), Brown (Mineral), Cavanaugh, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Johnson (Yellowstone), Dunbar, Dunn, Fairgrieve, Geis, Gillette, Goodland, Green (Dawson), Hanson, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McQuarrie, Northey, Ogden, O'Hara, MacDonald (Flathead), McDonald (Silver Bow), Parsons, Peden, Penewell, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Rixen, Roberts, Rodgers, Rouleau, Sales, Sandy, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Worden. Total, 80.

Noes: None.

Absent and not voting: Berglin, Bohling, Brockway, Brooks, Buell, Cady, Carlson, Charters, Chatfield, Dowlin (Rosebud), English, Faust, Felton, Goodman, Green (Flathead), Gullidge, Haynes, Hills, Jones, King, Perrine, Ray, Scharnikow, Scofield, Sickler, Skulason, Spratt, Mr. Speaker. Total, 28.

House Bill No. 6, by Bergeson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brown (Lewis and Clark), Brown (Mineral), Buell, Conser, Covell, Crumbaker, Daily, Dillavou, Dodds, Dunbar, Dunn, Fairgrieve, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixen, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Stoner, Swift, Troy, Wade, Wallace, Williams, Worden. Total, 100.

Noes: Cooney. Total, 1.

Absent and not voting: Allen, Berglin, Brockway, Brooks, Cady, Carlson, Cavanaugh, Charters, Chatfield, Dowlin (Rosebud), Dowlin (Yellowstone), English, Faust, Geis, Hunter, Jones, King, Perrine, Ray, Scharnikow, Sickler, Slattery, Stevens, Treloar, Warren, Wilcomb, Mr. Speaker. Total, 27.

House Bill No. 186, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Bell, Bergeson, Black, Blomquist, Boorman, Bozeman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Chatfield, Conser, Cooney, Covell, Daily, Dunn, Fairgrieve, Faust, Geis, Goodland, Goodman, Green (Dawson), Haskell, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, Penewell, Provinse, Ray, Reeves, Rhoads, Rickard, Rixen, Roberts, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Silver, Smith, Spencer, Stoner, Treloar, Wallace, Warren, Worden. Total, 58.

Noes: Austin, Beley, Crumbaker, Dillavou, Dowlin (Rosebud), Dunbar, Gillette, Hanson, Kemp, Kenyon, Knudsvig, Northey, O'Hara, Parsons, Penewell, Peden, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Rixen, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Stoner, Swift, Treloar, Wade, Wallace, Warren, Wilcomb, Williams, Worden. Total, 41.

Phel Riggs, Rodgers, Skulason, Snell, Spratt, Stevens, Swift, Troy, Wade, Williams. Total, 27.

present and not voting: Allen, Berglin, Cady, Carlson, Cavanaugh, Charters, Dill, Dowlin (Rosebud), Dowlin (Yellowstone), English, Felton, Green (Flathead), Gullidge, Hathaway, Haynes, Hunter, Jones, King, Perrine, Reid, Schar-Sickler, Mr. Speaker. Total, 23.

use Bill No. 227, by Committee on Livestock and Public Ranges, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Conser, Dodds, Dunbar, Dunn, Fairgrieve, Felton, Geis, Goodland, Goodman, Green (Dawson), Haskell, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Lakin, MacDonald (Flathead), Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Snell, Spencer, Spratt, Stoner, Treloar, Troy, Wallace, Williams, Worden. Total, 58.

Noes: Beley, Cooney, Gillette, Hanson, Knudsvig, Larson, McQuarrie, Northey, Parsons, Peden, Phelps, Rhoads, Stevens, Wilcomb. Total, 14.

present and not voting: Allen, Berglin, Cady, Carlson, Cavanaugh, Chatfield, Covell, Crumbaker, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), English, Faust, Green (Flathead), Gullidge, Hathaway, Haynes, Hunter, Jones, King, McDonald (Silver Bow), Ogden, O'Hara, Penewell, Perrine, Prose, Ray, Scharnikow, Sickler, Smith, Swift, Wade, Warren, Mr. Speaker. Total, 36.

House Bill No. 207, by Rixon, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Beley, Bergeson, Black, Blomquist, Bohling, Bell, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Cooney, Covell, Crumbaker, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Hanson, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Lakin, Larson, McDonald (Silver Bow), Northey, Parsons, Peden, Penewell, Provinse, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Snell, Spencer, Spratt, Stoner, Treloar, Troy, Wallace, Wilcomb, Williams, Worden. Total, 71.

Noes: None.

present and not voting: Allen, Austin, Berglin, Brown (Mineral), Carlson, Cavanaugh, Charters, Chatfield, Daily, Dillavou, Dowlin (Rosebud), English, Fairgrieve, Green (Flathead), Gullidge, Hathaway, Haynes, Jones, King, Knudsvig, MacDonald (Flathead), McQuarrie, Ogden, O'Hara, Perrine, Phelps, Ray, Rhoads, Rouleau, Scharnikow, Sickler, Smith, Stevens, Swift, Wade, Warren, Mr. Speaker. Total, 37.

House Bill No. 230, by Committee on Livestock and Public Ranges, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Bell, Bergeson, Black, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Chatfield, Conser, Cooney, Daily, Dodds, Dunbar, Dunn, Faust, Felton, Gillette, Goodland, Goodman, Green (Dawson), Gullidge, Hanson, Haskell, Hills, Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Lakin, McDonald (Silver Bow), Penewell, Perrine, Prose, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sil-nell, Spencer, Treloar, Troy, Wallace, Wilcomb, Williams. Total, 59.

Noes: Beley, Blomquist, Brown (Mineral), Cady, Crumbaker, Hathaway, Hunter, Knudsvig, Larson, McQuarrie, Parsons, Peden, Phelps, Reid, Sales, Spratt, Stoner. Total, 17.

present and not voting: Allen, Austin, Berglin, Carlson, Cavanaugh, Chatfield, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), English, Fairgrieve,

Geis, Green (Flathead), Haynes, Johnson (Deer Lodge), Jones, King, MacDonald (Flathead), Northey, Ogden, O'Hara, Ray, Scharnikow, Sickler, Skulason, Stevens, Swift, Wade, Warren, Worden, Mr. Speaker. Total, 32.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, Joint Memorial No. 10, by Committee on Federal Relations was adopted and No vote.

On motion by Brockway, duly seconded and carried, House Bill No. 10 was recalled from Senate to House for proper engrossment.

On motion by Johnson of Deer Lodge, duly seconded and carried, recessed until 2:30 P. M.

AFTERNOON SESSION.

House resumed.

Speaker Pro Tem in Chair.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 334, entitled: "An Act requiring all insurance companies, partnerships, and associations organized under any foreign government engaged in the transaction of the business of insurance in the State of Montana, to pay two per cent of all premiums received in Montana by such companies, partnerships," respectfully report as follows: That H. B. No. 334 do pass.

Report adopted.

BERGESON, Chairman.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 295, entitled: "An Act to amend Section 9 of Chapter 36 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to the licensing of hotels, regulating fees to be charged for State licenses, and providing for the revocation of licenses," respectfully report as follows: That H. B. No. 295 do pass.

Report adopted.

BERGESON, Chairman.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 12, entitled: "An Act to amend Chapter 87 of the Fifteenth Legislative Assembly, being an Act entitled: 'An Act providing a method for the assessment and collection of a license fee on express companies doing business in this State,'" respectfully report as follows: That H. B. No. 12 do pass.

Report adopted.

BERGESON, Chairman.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration S. B. No. 188, being a Bill for an Act providing for the admission into the Soldiers' Home of soldiers, sailors and marines who served in the Army of the Confederate States of America during the Civil War," respectfully report as follows: That S. B. No. 188 do pass.

Report adopted.

STEVENS, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 163, entitled: "An Act amending Section 7299 of the Revised Codes of Montana of 1907, relating to the time of commencement of action for the foreclosure of mechanics' liens and materialmen's liens," respectfully report as follows: That S. B. No. 163 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 294, entitled: "An Act relating to Tax Sale certificates and providing for the cancellation thereof when application is not made a tax deed thereunder within two years after the period for redemption has expired," respectfully report as follows: That H. B. No. 294 do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 215, entitled: "An Act to amend Chapter 87 of the Laws of the Thirteenth Legislative Assembly, 1913, entitled: 'An Act relating to corporations and providing for the incorporation power and management of diocesan corporation, and of parish or local corporation,'" respectfully report as follows: That H. B. No. 215 do pass.
Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 322, entitled: "An Act to amend Section 3083 of the Revised Codes of the State of Montana of 1907, relating to publication of returns of public administrators," respectfully report as follows: That H. B. No. 322 do pass.
Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 205, entitled: "An Act amending Section 1300 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to legal holidays and repealing all Acts and parts of Acts in conflict therewith," respectfully report as follows: That H. B. No. 205 be amended as follows:

After the words "Christmas Day" in line 7 of Section 1 add the words "General Election held on the first Tuesday after the first Monday in November."

Also after the word "but" in line 9 of Section 1 insert the words "shall continue with the usual school work, except that".

Add to Section 2 (a) "no school shall be dismissed on election days, except as heretofore provided in this Section and except when said elections are held in the school buildings". And when so amended the bill do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 321, entitled: "An Act to amend Chapter 52 of the Session Laws of the Twelfth Legislative Assembly of 1911, relating to conditional sale and the filing of contract notes," respectfully report as follows: That H. B. No. 321 do not pass.
Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 329, entitled: "An Act to provide for the classification of property in the State of Montana for assessment and taxation purposes and to authorize the board of county commissioners to cause such classification to be made, and to provide for a tax levy to pay for the cost thereof, and to provide for the payment of indebtedness hitherto incurred by counties acting under the provisions of Chapter 89 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and to repeal Chapter 89 of the Laws of the Sixteenth Session of the Legislative Assembly of the State of Montana," respectfully report as follows: That H. B. No. 329 do pass.
Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 305, entitled: "An Act relating to the Office of County Clerk; defining the duties and qualifications and defining the qualifications and duties," respectfully report as follows: That H. B. No. 305 do pass.
Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 144, entitled: "An Act providing for the semi-annual payment of taxes; amending Sections 2616, 2622, 2623, 2657, and 2684 of the Revised Codes of 1907 of the State of Montana, relating to the Publication of the List of Delinquency, The Time When Taxes Become Due and the Penalty for non-payment; the Publication of the Delinquent Tax List and the Seizure and Sale of Personal Property for Taxes," respectfully report as follows: That H. B. No. 144 be amended as follows:

Add to Section 1 the following: "provided, however, that nothing in this Section shall be held or construed to prohibit or prevent the County Treasurer from collecting at any time, taxes on personal property under the provisions of Sections 2683 to 2691, inclusive, and provided, further, that none of the provisions of this Act shall have any application to the payment or collection of special taxes or assessments for special improvement, provided, however, that nothing in this Section shall be held or construed to prohibit or prevent the County Treasurer from collecting at any time, taxes on personal property under the provisions of Section 2683 to 2691 inclusive, and provided further, that none of the provisions of this Act shall have any application to the payment or collection of special taxes or assessments for special improvement, and said special taxes or assessments for special improvements shall be collected in full on or before the 30th day of November, at 6 o'clock P. M."

(Add to title of Bill): After the word "taxes", "and repealing Section 2657 of the Revised Codes of 1907."

(Amend Section 6 of Bill): Strike out words "hereby is amended as follows", and add the words "is hereby repealed", and strike out all of Section 6 from line 3 to line 6, inclusive.

And when so amended the bill do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on State Boards and Officers, having had under consideration H. B. No. 253, a Bill for an Act entitled: "An Act to amend Section 2 of Chapter 86 of the Session Laws of the 11th Legislative Assembly of the State of Montana, providing for the appointment of a State accountant, and defining his duties, providing additional qualifications for the State Accountant, and repealing all Acts and parts of Acts in conflict with this Act," respectfully report as follows: That H. B. No. 253 be amended as follows:

By striking out all of Section 3 and inserting in lieu thereof the following: "Section 3. All Acts and parts of Acts in conflict herewith are hereby repealed, provided that nothing in this Act shall be construed as conferring upon the State Board of Examiners or the State Accountant, under their authority, power to infringe upon the powers and duties of the State Examiner, and any ruling order or requirement of the State Examiner made in pursuance of law shall be final. All powers and duties by this Act conferred upon the State Board of Examiners and the State Accountant acting under their authority, are separate and apart from any power or duty heretofore conferred upon the State Examiner and are hereby conferred for the purpose of facilitating the operation of the State budget Law." And when so amended, the same do pass.

Report adopted.

DILLAVOU, Chairman.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration H. B. No. 231, by Johnson of Silver Bow, entitled: "A Bill for An Act entitled: 'An Act to amend Section 10, of Chapter 155, of the Session Laws of the Fifteenth Legislative Assembly of 1917, of the State of Montana, known as the Absent Voters' Law'", respectfully report as follows: That H. B. No. 231 do not pass.

Report adopted.

BRASIER, Chairman.

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 278 being: "An Act relating to and regulating the sale of coal within the State of Montana; requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this State of retailing, or selling at retail, coal of any kind, to pay to the State Treasurer, for engaging in or carrying on such occupation or business, certain license fees for the exclusive use and benefit of the State of Montana, fixing the amount of such license fees and prescribing a method for the assessment and collection thereof; prescribing penalties for violations of the Act and repealing Chapter 80 Acts of Twelfth Legislative Assembly of the State of Montana entitled: 'An Act relating to, and regulating the sale of coal within the State of Montana, requiring all persons, associations or corporations

ailing, or selling at retail, coal of any kind, to take out a license and penalties for violation of this Act," respectfully report as follows: That H. B. No. 278 do pass.

Report adopted.

COONEY, Chairman.

Speaker: We, your Committee on Revenue and Taxation, having had consideration H. B. No. 117 being: "An Act concerning licenses for revenue purposes; requiring every person, firm, association, joint-stock company, and corporation engaged in or carrying on the business of working any mine or mining property in the State of Montana, from which silver, copper, lead, or any other metal or metals, or precious or semi-precious gems or stones of any kind shall be mined, extracted or produced, to the State Treasurer certain annual license fees for engaging in and carrying on such business in this State; fixing the amount of such license fees therefor; providing a method for the assessment and collection thereof; and prescribing penalties for violation of the provisions of this Act," respectfully report as follows:

That H. B. No. 117 do not pass, but that Substitute for H. B. No. 117, "An Act concerning licenses for Revenue purposes; requiring every person, firm, association, joint-stock company, syndicate and corporation engaged in or carrying on the business of working or operating any mine or mining property in the State of Montana, from which gold, silver, copper, lead or any other metal or precious or semi-precious gems or stones of any kind shall be mined, extracted or produced, to pay to the State Treasurer certain annual license fees for engaging in and carrying on such business in this State; fixing the amount of such license fee to be paid therefor; providing a method for the assessment and collection thereof and for the disposition thereof; and prescribing penalties for violations of the provisions of this Act." Do pass.

Report adopted.

COONEY, Chairman.

Speaker: We, your Committee on Revenue and Taxation, having had consideration H. B. No. 300, being: "An Act to amend Section 1 of Chapter 11 of Chapter 172 of the Laws of the Fifteenth Legislative Assembly of the State of Montana, relative to the raising of revenue for the construction, maintenance and improvement of public highways," respectfully report as follows:

That H. B. No. 300 do not pass.

Report adopted.

COONEY, Chairman.

Speaker: We, your Committee on Revenue and Taxation, having had consideration H. B. No. 247, being: "An Act levying a tax on oleomargarine, and all other substitutes for butter and milk in which vegetable oil or substitute is substituted for pure milk fat; providing for reports of monthly sales and the payment of the tax; requiring the display of placards in stores, and restaurants where such substitutes are sold or used; prohibiting the use of pellets or packets or of coloring matter in packages of butter substitutes; making the violation of this Act a misdemeanor and providing a penalty for the violation thereof," respectfully report as follows: That H. B. No. 247 do not pass.

Report adopted.

COONEY, Chairman.

Speaker: We, your Committee on Revenue and Taxation, having had consideration H. B. No. 116, being: "An Act to provide for the taxation of net proceeds of mines and repealing Sections 2563, 2564, 2565, 2568, 2569, 2570, 2567, and 2571 of the Revised Codes of Montana of 1907", respectfully report as follows: That H. B. No. 116 do not pass, but that substitute for H. B. No. 116 being: "An Act to provide for the taxation of the net proceeds of mines, and repealing Sections 2563, 2565, 2566, 2564, 2567, 2568, 2569, and 2571 of the Revised Codes of Montana of 1907". Do pass.

Report adopted.

COONEY, Chairman.

Speaker: We, your Committee on Public Health and Sanitary Affairs, having had under consideration S. B. No. 212, introduced by Church: "A Bill to Act to regulate the practice of Chiropraxy (Podiatry) in the State of Mon-

tana; to provide for the establishment of a State Board of Chiropody (Podiatry) Examiners; to define the duties and powers of said board; to provide for the examining and registering of Chiropodists (Podiatrists) in this State; and to provide penalties for the violation of this Act", respectfully report as follows: That S. B. No. 212 be reported back to the House with the recommendation that it be concurred in.

Report adopted.

RHOADS, Chairman

Mr. Speaker: We, your Committee on Agriculture, having had under consideration H. B. No. 222, introduced by Committee on Agriculture, entitled: "An Act to designate and provide for the destruction and eradication of Canada Thistles, Quack Grass and other noxious weeds, and the appointment by County Commissioners and City Councils of a Weed Commissioner, defining his duties, fixing his compensation and providing penalties for violation of the provisions of said Act, and to repeal Sections 8871, 8872, 8873, and 8874 of the Revised Codes of Montana of 1907", respectfully report as follows: That H. B. No. 222 be amended as follows:

Strike out in Section 1, lines 3 and 4, the words "or for more than three successive years to reproduce itself thereon by crowns, underground stems or buds."

In Section 2, lines 3 and 4, strike out the words "or any Russian Tittle, Scotch Bull Thistle or fan weed". Also in line 4, strike out the word "ow" and insert in lieu thereof the word "bloom."

In Section 3, line 3, strike out the word "fifty" and insert in lieu thereof the words "one hundred", and as so amended that the bill do pass.

Report adopted.

CONSER, Chairman

Mr. Speaker: We, your Committee on Federal Relations, having had under consideration S. B. No. 209, being a Bill for an Act entitled: "An Act to provide for the sending of indigent lepers to the Federal Home for Lepers" respectfully report as follows: That S. B. No. 209 be concurred in.

Report adopted.

HASKELL, Chairman

Mr. Speaker: We, your Committee on Engrossment to whom was referred H. B. No. 229, 9, 228, beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 108, entitled: "An Act to amend Section 189 of the Revised Codes of 1907, relating to the bond of the State Treasurer," respectfully report as follows:

Amend Section 1 by striking out the words "one Hundred Thousand" and adding in lieu thereof the words, "two hundred fifty thousand", and when so amended that the bill do pass.

Report adopted.

BERGESON, Chairman

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration S. B. No. 182, entitled: "An Act authorizing the transfer of money on certain special State Bond funds to the General Fund of the State," respectfully report as follows: That S. B. No. 182 be concurred in.

Report adopted.

BERGESON, Chairman

Mr. Speaker: We, a majority of Committee on Railroads and Transportation having had under consideration H. B. No. 178, a Bill for an Act entitled: "An Act to promote the safety of travelers and employees upon railroad by compelling common carriers by railroad to properly man their trains, and providing a penalty for the violation thereof," respectfully report as follows: That H. B. No. 178 be amended as follows:

That in line No. 16, page 1 of said Bill the word "mail" be stricken out.

That in line 10, page 2 of said Bill that the words "thirty (30)" be stricken therefrom and the words "forty (40)" be inserted in lieu thereof.

That in line 15, page 2 of said bill the words "except in pilot districts" be inserted between the words "crew" and "to-wit".

a majority of your committee does further respectfully recommend that H. B. No. 178, with the above amendments thereto, do pass. Signed: Chas. H. Geo. H. Bell, T. J. Troy, T. A. Penewell, Edgar M. Shoemaker, Ward

a minority report on H. B. 178 was substituted as follows:

Mr. Speaker:

the minority members of your Committee on Railroads and Transportation, having had under consideration, H. B. No. 178, a Bill for an Act entitled: "to promote the safety of travelers and employees upon railroads by requiring common carriers by railroad to properly man their trains, and providing a penalty for the violation thereof," respectfully report as follows: That H. B. No. 178 do not pass.

Recommended: Brasier, Shoemaker (Yellowstone), Brown (Lewis and Clark), Blomquist, McQuarrie.

a minority report was adopted by the following roll call:

Yes: Austin, Bergeson, Berglin, Black, Blomquist, Brasier, Brockway, Brown (Lewis and Clark), Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Dillavou, Dowlin (Yellowstone), Fairgrieve, Faust, Gillette, Goodreen (Dawson), Gullidge, Hanson, Haskell, Hills, Johnson (Silver Bow), Kenyon, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Provinse, Ray, Reeves, Riggs, Rixon, Roberts, Sandy, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Spencer, Treloar, Wade, Wallace, Warren, Worden. Total, 58.

No: Anderson, Arnold, Beley, Bell, Bohling, Boorman, Brooks, Brown (Flathead), Daily, Dodds, Dunbar, Dunn, English, Felton, Geis, Goodman, Green (Flathead), Hathaway, Hunter, Johnson (Fergus), Lakin, Penewell, Perrine, Reid, Rhoads, Rickard, Rodgers, Rouleau, Shoemaker (Lewis and Clark), Snell, Stevens, Stoner, Troy. Total, 35.

Abstent and not voting: Allen, Buell, Carlson, Charters, Dowlin (Rosebud), Johnson (Deer Lodge), King, MacDonald (Flathead), Scharnikow, Sickler, Watt, Wilcomb, Williams, Mr. Speaker. Total, 15.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration H. B. No. 292, introduced by Brasier, a Bill for an Act entitled: "An Act relating to the protection of bear; creating a closed season during which it shall be unlawful to kill, trap or capture bear and providing penalties for the violation of this Act," respectfully report as follows: That H. B. No. 292 be amended as follows:

Striking out in line Two of Section one the word "October" and inserting in lieu thereof the word "September". By striking out in lines three, four and five of Section one the words "or who during the open season when it is unlawful to trap or capture any bear, traps or captures any bear, with any trap or snare larger than a number 4 bear trap."

Our Committee does further respectfully recommend that said bill, with the above amendments do pass.

Report adopted. BROOKS, Chairman.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration H. B. No. 328, introduced by Fairgrieve, a Bill for an Act entitled: "An Act to amend Section 38 of Chapter 173 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917 relating to the trapping and hunting of beaver, regulating and shipping permits, and providing penalties for the violation of this act," respectfully report as follows: That H. B. No. 328 do pass.

Report adopted. BROOKS, Chairman.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration H. B. No. 258, introduced by Bohling, a Bill for an Act entitled: "An Act to change the boundary line between the counties of Teton and Choteau; taking from said county of Choteau certain territory and adding the same to the said county of Teton; providing for the appointment of commissioners to adjust indebtedness; providing for the transfer of school funds and delinquent taxes; providing for the transcribing and transfer of records

and the transfer of actions pending in court; and providing that teachers, school, and other officers within the territory so transferred shall hold their offices for the balance of their terms," respectfully report as follows: That H. B. No. 258 be printed and re-referred to the Committee on Townships and Counties.

Report adopted.

HUNTER, Chairman.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration H. B. No. 280, introduced by McDonald of Silver Bow. A bill for an Act entitled: "An Act to amend Chapter 86, of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana; prohibiting gambling games and providing for the playing of certain games for amusement as a pastime, and the use in places of business of trade stimulators upon the payment of a license to the State of Montana; and providing a penalty for the violation thereof," respectfully report as follows: That H. B. No. 280 be amended as follows:

In line 20, page 2, immediately after the word "imprisonment" add the following words: "and in addition thereto, the license of such persons shall be revoked; providing, also, that any person or persons convicted of the violation of the provisions of this Act shall not be granted a new license under this Act within six months after the time of said conviction." In line 21, strike out the words "drug stores and other places of business". In line 22, strike out the word "the" and insert in lieu thereof, the word "such". In line 23, after the word "solo" insert the word "rummy". In line 29, insert the word "usual" before the word "stock" in same line insert "cigar" before the word "business". Strike out the balance of line 29 after the word "business" and all of line 30, up to the word "and". In line 30, insert the word "such" after the word "that". In line 36, strike out the word "the" appearing before the word "license" and insert in lieu thereof the word "said". In line 8, section 2, after the word "paid" insert the following: "The license fees paid to the Secretary of State under the provisions of this Act shall be by him transmitted to the State Treasurer who shall deposit fifty per cent of such fees in the General Fund of the State of Montana and the remaining fifty per cent shall be sent to the treasurer of such county, wherein such fee originated; and such licenses issued hereunder, shall expire, each and every year at midnight the 31st day of December, of the calendar year for which they are issued. Provided, however, that it shall not be necessary for Fraternal organizations, lodges, auxiliaries thereto, church societies or homes to pay a license fee for playing such games as whist, bridge, euchre, pinochle, seven-up, hearts, cash, cribbage, five-hundred, chess, dominoes, high five, and checkers and rummy: pastime, pleasure and amusement." Section 3 to read as follows: "Nothing in this Act shall be construed as authorizing the playing by any person or persons of any of the games mentioned in this act for money, or for merchandise in excess of the value of twenty-five cents for each player." Re-number sections 3 and 4 as 4 and 5 respectively, and as so amended be reported to the House with the recommendation that it do pass.

Report adopted.

McDONALD of Silver Bow, Chairman.

The Speaker Pro Tem gave notice and signed in open session the following Bills:

S. B. No. 108, by Donlan.

S. B. No. 147, by Slattery.

Warren moved that Committee on Corporations, other than municipal, report not later than tomorrow morning on H. B. No. 29, and that H. B. No. 29 be made a Special Order of Business at 11:30 A. M. tomorrow morning. Motion carried.

On motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following Bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 336, by Hunter. A Bill for an Act entitled: "An Act to amend Section 93, Chapter 129, of the Session Laws of the Twelfth Legislative Assembly, as amended, known as 'An Act to regulate the operation of coal mines in the State of Montana', providing for the maintenance of ambulances in mines." Referred to Committee on Mines and Mining.

H. B. No. 337, by Scofield. A Bill for an Act entitled: "An Act to amend Section 12, Chapter 125 of the Montana Session Laws of 1911; increasing the fee for the maintenance of patients from five dollars per week to the actual cost of maintenance." Referred to Committee on State Institutions, and Public Buildings and Grounds.

H. B. No. 338, by Arnold. A Bill for an Act entitled: "An Act to authorize and direct the State Board of Education to establish in connection with the Montana Agricultural Experimental Station, an Agricultural Experiment Station in Eastern Montana and making an appropriation therefor." Referred to Committee on Appropriations.

H. B. No. 339, by Arnold. A Bill for an Act entitled: "An Act to amend Section 5 of 6662 of the Revised Codes of the State of Montana, relating to the levying of writ of attachment." Referred to Committee on Judiciary.

H. B. No. 340, by Bell. A Bill for an Act entitled: "An Act to amend Section 201 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 4 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly relating to general powers of the superintendent of public instruction." Referred to Committee on State Boards and Offices.

H. B. No. 341, by Committee on Agriculture. A Bill for an Act entitled: "An Act for the collection of statistics for the department of agriculture, labor and industry in relation to farm products and agricultural resources and repealing Sections 2100 and 2103 of the Revised Codes of 1907." Referred to Committee on Agriculture.

H. B. No. 342, by Faust. A Bill for an Act entitled: "An Act to amend Section 7436 Revised Codes of Montana, 1907, relating to letters of administration, and to whom they may be granted." Referred to Committee on Judiciary.

H. B. No. 343, by Hunter. A Bill for an Act entitled: "An Act regulating the charges and profits of undertakers and dealers in coffins, caskets or articles of undertakers supplies, and providing for punishment for violation thereof." Referred to Committee on Judiciary.

On motion by Dillavou, duly seconded and carried, House now resolved itself into a Committee of the Whole for consideration of House Bills on General Orders, all bills to be read by title and Section No. only and open to amendment, except upon demand of one member that they be read at length.

GENERAL ORDERS.

Troy in the Chair.

House resumed.

Speaker Pro Tem in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Business on General Orders, respectfully report as follows:

H. B. No. 159 do pass with the following amendment: Amend Section 1 by striking out in line 4 (1st 4) after the word "in", the words "recognized college of osteopathy", and inserting in lieu thereof the words "colleges of osteopathy" recognized by the Examining Board of the State of Montana".

Amend Section 1 by striking out in line 7 the letter "a" and line 8 provide the word "Osteopathic" is used before the word "physician," and inserting in lieu thereof the words "an osteopathic".

Amend Section 1 by striking out in line 4 the word "conveys" and inserting in lieu thereof the word "confers" and inserting in line 6 after the word "urgery" the following: "or to use any anesthetic containing a habit forming ingredient for any purpose other than local anaesthesia or to furnish same to her for any purpose."

H. J. Memorial No. 11 do pass.

H. B. No. 70 do pass.

H. B. No. 263 do pass with the following amendment:

Amend Section 8 by adding the following at end of Section: "and provided further that when parents refuse to avail themselves of reasonable educational opportunities offered their children through the above mentioned means and can furnish no valid excuse for not taking advantage of the opportunities offered of sending their children to school, they may be deemed guilty of a misdemeanor and be subject to the same fine as provided in Section 1100 of the Chapter regarding compulsory attendance of children".

Amend Section known as 7-A to read as follows: Section 7-A. That section 403 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, as amended by Chapter 69 of the Session Laws of the Fifteenth Legislative Assembly be and the same is hereby amended so to read as follows: Section 403. No School District shall be created between the first day of March and the first day of September following each year. Also amend title by adding the following after the word "Assembly" in the sixth line page one of printed bill "To amend Section 403 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana as amended by Chapter 69 of the Session Laws of the Fifteenth Legislative Assembly".

Amend Section known as 18A to read as follows: "Section 18A. That section 2011 of the Session Laws of the Thirteenth Legislative Assembly as amended by Chapter 46 of the Session Laws of the Seventeenth Legislative Assembly be and the same is hereby amended to read as follows: "Section 2011. Duty of County Clerk and Recorder. It shall be the duty of the County Clerk and Recorder in each county in the State to make a report to the county superintendent of schools within his county on or before the 20th day of August in each year, giving the taxable valuation of the several school districts of the county for that year."

Also amend title by adding the word "Assembly", line 15, page 2 of the printed bill the following: "To amend Section 2011 of the Session Laws of the Thirteenth Legislative Assembly as amended by Chapter 46 of the Session Laws of the Seventeenth Legislative Assembly."

H. B. No. 259 do pass.

H. B. No. 224 do pass.

H. B. No. 213 be referred to Committee on Appropriations.

H. B. No. 275 do pass.

H. B. No. 277 do pass.

H. B. No. 237 do pass.

H. B. No. 272 do pass.

H. B. No. 274 do pass.

H. B. No. 280 do pass.

H. B. No. 269 do pass.

H. B. No. 214 do pass.

H. B. No. 262 do pass.

H. B. No. 97 be referred to General Orders for Saturday.

H. B. No. 281 be amended as follows: Amend Section 1 by striking out in lines 5, 6 and 15 the words and figures "Two Hundred Fifty Dollars (\$250.00)" and the words and figures "Five Hundred Dollars (\$500.00)" and then do pass.

H. B. No. 287 be referred to head of list for General Orders for Friday.

Sub. H. B. No. 104 be referred to General Orders for Saturday, as special order for 11:30.

Sub. H. B. No. 100 do pass.

Report adopted.

TROY, Chairman

On motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

Mr. Speaker: We, your Joint Committee, to whom was referred the matter of arrangements for the observance of George Washington's Birthday, beg leave to report that we have arranged for a joint meeting of the Senate and House of Representatives on February 22nd, at twelve o'clock noon, in the House.

member at which time Joseph M. Dixon, Governor of Montana will deliver address commemorative of the day.

O. H. JUNOD,
L. D. GIBSON,
H. A. GALLWEY,
CONSER,
REEVES,
KEMP,
Joint Committee.

Report adopted.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Agriculture, having had under consideration H. B. No. 341, introduced by Committee on Agriculture, entitled:

"An Act for the collection of statistics for the Department of Agriculture, Labor and Industry in relation to farm products and agricultural resources and dealing Sections 2100 and 2102 of the Revised Codes of 1907," respectfully report follows:

That H. B. No. 341 do pass.

Report adopted.

CONSER, Chairman.

Mr. Speaker: We, your Committee on New Counties and Divisions, having under consideration, H. B. No. 162, entitled: A Bill for an Act entitled: An Act to create the County of Cruse, designate its boundaries and providing its organization and government, and to change the boundaries of Fergus County to conform thereto," respectfully report as follows: That H. B. No. 162 be amended as follows:

Amend Section 11 by striking out in line 8 the words "Ed Brassey" and substituting in lieu thereof the words "Tom Berkin,"

In line 9 strike out the words "T. M. Shaw" and substitute in lieu thereof the words "L. W. Hamilton".

In line 7 strike out the words "George Martin" and substitute in lieu thereof the words "D. A. Sommerfield".

In line 10 strike out the words "Ira Hedge" and substitute in lieu thereof the words "Guy Ogle".

In line 12 strike out the words "A. J. Ganter" and substitute in lieu thereof the words "Bert Walker".

In line 13 strike out the words "Pauline Patton" and insert in lieu thereof the words "Elinor B. Pullin".

In line 14 strike out the words "Frank C. Lewis" and insert in lieu thereof the words "Fred Akins".

In line 15 strike out the words "R. J. French" and insert in lieu thereof the words "Elmer Eager".

In line 16 strike out the words "J. B. Leard" and insert in lieu thereof the words "George M. Pullin".

And when so amended that the bill do pass.

Report adopted.

ALLEN, Chairman.

Mr. Speaker: We, your Committee on New Counties and Divisions having under consideration H. B. No. 340, introduced by C. M. Dowlin, Peden, & Coffield, a Bill for an Act entitled: "An Act to create the County of Joe Brown, designate its boundaries and providing for its Government and to change the boundaries of Rosebud, Big Horn and Powder River Counties to conform thereto," respectfully report as follows:

That H. B. No. 340 be amended as follows:

By striking out of Section 1 as follows: Commencing with the word "North-east" in line 15 and ending with the words "thence west to the" in line 19, and that said bill be further amended by striking out in Section 12 all of lines 21 and

And when so amended that the bill do pass.

Report adopted.

ALLEN, Chairman.

Mr. Speaker: We, your Committee on New Counties and Divisions having had under consideration H. B. No. 313, by Arnold, A Bill for an Act entitled: "An Act to create the county of Redwater, designate its boundaries and provide for its organization and government, and to change the boundaries of Dawson, McCone and Richland Counties to conform thereto," respectfully report as follows: That H. B. No. 313 do pass.

Report adopted.

ALLEN, Chairman

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 246, entitled: "An Act to amend Section 7516 of the Revised Codes of Montana of 1907, relating to the setting apart of a selected and recorded Homestead to the person entitled thereto," respectfully report as follows: That H. B. No. 246 do not pass.

Report adopted.

O'HARA, Chairman

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 245, entitled: "An Act to amend Section 7532 of the Revised Codes of Montana of 1907, relating to the presentation of claims against the estate of a deceased person before suit or action shall be commenced thereon," respectfully report as follows: That H. B. No. 245 be amended as follows: Add to Section 1 thereof the words "where all recourse against other property of the estate is expressly waived in the complaint". After the word and figure "Section 1" add "That Section 7532 be amended to read as follows: And when so amended the bill do pass.

Report adopted.

O'HARA, Chairman

Mr. Speaker: We, your Committee on Federal Relations having had under consideration S. B. No. 118, being a Bill for an Act entitled: "An Act accepting the provisions of Section sixteen of Public Act of the 66th Congress No. 39, entitled 'An Act to provide for the allotment of lands of the Crow Tribe, for the distribution of tribal funds, and for other purposes'," respectfully report as follows: That S. B. No. 188 be concurred in.

Report not adopted.

HASKELL, Chairman

Mr. Speaker: We, your Committee on Federal Relation, having had under consideration H. J. Mem. No. 15, entitled: To the Honorable Senate and House of Representatives of the United States in Congress Assembled, Asking Them to Pass an Enabling Act by Which the People of Eastern Montana May Segregate Their Territory and Frame Their State Constitution and thereby Become a Sovereign State of the Union, respectfully report as follows: That H. J. M. No. 15 do not pass, and assign the following reasons therefor:

1st. The same is an abortive attempt to lay the foundation to divide this State by segregating that part and portion devoted to agricultural and pastoral pursuits from the mining, lumbering and water rights interests;

2nd. In attempting so to do, the Memorial commences nowhere, goes nowhere and ends nowhere;

3rd. It fairly bristles with misrepresentations to the extent that it is a peril upon truth;

4th. The Memorial prays Congress to pass an Enabling Act for Eastern Montana, which Congress is powerless to do;

5th. The Document is not of itself entitled to respectful consideration by this Assembly and should have no record thereof herein.

We recommend that it do not pass and all record of it be expunged from the Records of this Assembly.

Not adopted.

HASKELL, Chairman

Mr. Speaker: We, your Committee on Privileges and Elections having had under consideration H. B. No. 267, by McDonald of Silver Bow, entitled: A Bill for an Act entitled: "An Act to amend Section 2 of Chapter 99 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, and Sections 616 and 619 of the Revised Codes of Montana, 1907, relating to elections and voting where voting machines are used," respectfully report as follows: That H. B. No. 267 be amended as follows: By striking out the word "and" after the number 616 of the bill and inserting in lieu thereof the word and number

l "616, 619 and 625," and by placing a new Section namely "Section 4" body of the bill as follows: Section 4. That Section 625 of the Revised of Montana, 1907, be and the same is hereby amended to read as follows: experimental use of machines, defective machines. The proper officers ized by this Act to adopt voting machines, may provide for the experimental an election in one or more precincts, of a machine approved by the Montana Machine Commission without a formal adopted or purchase thereof and at such election shall be as valid for all purposes as if formally adopted. If in any cause a machine becomes unworkable, or unfit for use, voting shall be as in cases where machines are not used, and the County Clerk must furnish each voting place with the supply of ballots and other supplies required by the election laws to be used in the case of emergency herein provided for, and in such cases only, provided, further that where a voting machine has been used and adopted in any precinct in the State at any election it shall be the duty of the officers authorized by this Act to furnish a voting machine in such precinct at elections thereafter." And re-numbering of the original Section 4, making it Section 5, and the re-numbering of the original Section 5 and making it Section 6. And as so amended do pass.

Report adopted.

BRASIER, Chairman.

Mr. Speaker: We, your Committee on Privileges and Elections having under consideration H. B. No. 323, introduced by Blomquist, entitled: A Bill for an Act "An Act providing a method for the selection of party delegates to National Presidential Nominating Conventions, amending Section 8, of an Act entitled: 'A Bill to propose by initiative petition a Law to provide for Party Nominations by direct vote'." passed by the people at the General Election of the year 1921, so as to provide for the nomination of Presidential Electors under this Act, and repealing an Act entitled:

A Bill to propose by initiative petition a Law to provide for the expression by the people of the State of Montana of their preference for party candidates for President and Vice President of the United States, the election of delegates to Presidential Electors by direct vote", passed by direct vote of the people in the year 1912, and all other Acts and parts of Acts in conflict herewith, and providing penalties for the violation of the Provisions of this Act," respectfully report as follows: That H. B. No. 323 be amended as follows:

By striking out in Section 19 the words "This Act shall take effect and be in force from and after the day of its passage," and inserting in lieu thereof: "This Bill shall be referred to popular vote of the people of the State of Montana at the next general election and shall not be in effect until it is approved at such general election by a majority of those voting for and against it." And when amended the bill do pass.

Report adopted.

BRASIER, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to committees as follows:

H. B. No. 344, by Military Affairs Committee, A Bill for an Act entitled: "An Act to appropriate money for the construction and equipment of a building to be used as a community dining room, bakery, laundry, dormitory and central heating plant at the Montana State Soldiers' Home, and authorizing and directing the board of managers to build and equip such building." Referred to Committee on Appropriations.

H. B. No. 345, by Williams, A Bill for an Act entitled: "An Act relating to the storage of grain in public warehouses, prohibiting the sale and requiring delivery thereof, and providing penalties for a violation of the provisions of this Act." Referred to Committee on Agriculture.

H. B. No. 346, by Ogden, A Bill for an Act entitled: "An Act providing for the creation of commissioner districts within counties and the election of county commissioners from such districts of the several counties in the State of Montana, and repealing all Acts and parts of Acts in conflict with the provisions of this Act." Referred to Committee on Judiciary.

H. B. No. 347, by Dodds and Gillette: A Bill for an Act entitled: "An Act to establish and maintain a State Stenographic Service Bureau, defining the duties thereof, and fixing the compensation of the employees thereof." Referred to Committee on State Boards and Officers.

On motion by Johnson of Deer Lodge, duly seconded and carried, House adjourned until 10:30 o'clock A. M., Friday, Feb. 18, 1921.

Attest:

FRED L. GIBSON, Speaker

R. H. WIEDMAN, Chief Clerk.

FORTY-SEVENTH DAY

House of Representatives, Feb. 18, 1921

House met at 10:30 o'clock A. M., pursuant to adjournment.

Speaker Pro Tem in chair.

Prayer by Chaplain.

Roll call and all present except Brasier, Dowlin (Rosebud), English, Silver and Mr. Speaker.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, have this day examined the Journal for the Forty-sixth day, and have found the same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and motion by Silver, duly seconded and carried, were considered as having been read at length:

Helena, Montana, Feb. 17, 1921.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Joint Committee to whom was referred the matter of arrangements for the observance of George Washington's Birthday reported that they had arranged for a Joint Meeting of the Senate and House of Representatives on February 22, 1921, at 12 o'clock noon in the House Chamber, at which time Joseph M. Dixon, Governor of Montana, will deliver and address commemorative of the day.

Upon motion by Senator Edwards, duly seconded and carried, the House granted an extension of five days beyond the fiftieth day in which to transmit to the Senate legislation originating in the Ways and Means Committee relating to raising revenue for the State.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 17th, 1921.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were read third time and passed, title agreed to and the same are herewith transmitted to the House:

Senate Bills Nos. 206, Sub. for S. B. No. 93 and Senate Bill No. 231.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 17th, 1921.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bills Nos. 50 and 140 were recommended for concurrence as amended, which report was adopted, read third time and concurred in as amended, title agreed to and same are herewith transmitted to the House for concurrence on Senate amendments.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 17th, 1921.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following bills were read third time and concurred in, title agreed to and the same are herewith returned to the House:

House Memorial No. 5, Sub. for H. J. M. No. 3, and House Bills Nos. 118, 127, 152, 184, 188, 190 and 187.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 17th, 1921.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body of a communication from the Montana State Federation of Labor, relative to the Montana Trade Commission was presented and read.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 17th, 1921.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees reported as follows:

Committee on Judiciary reported Senate Bill No. 262, by Lewis, "An Act amending Chapter 104 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, the same being an Act entitled: 'An Act prohibiting foreclosure of real estate or chattel mortgages executed by soldiers, sailors and marines honorably discharged from the military or naval service of the United States until one year from the date of such discharge, and providing penalties for the violation of this Act,'" recommend that said bill do pass.

Committee on New Counties and Divisions reported Senate Bill No. 174, "An Act to repeal Chapter 226 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and all Acts and parts of Acts amendatory thereto, relating to the reclassification, organization, and creation of new counties," recommend that same do pass.

Committee on New Counties and Divisions reported Senate Bill No. 260, "An Act to amend Section 7, Chapter 226 of the Session Laws of the Sixteenth Legislative Assembly entitled: 'An Act to provide for the creation and classification of new counties; for locating county seats; for the election and appointment of officers; for adjustment and fulfillment of the rights and obligations existing between such new counties and other counties, and to repeal Chapter 226 of the Session Laws of the Fourteenth Legislative Assembly of 1915, relating to the manner of settlement of indebtedness between old and new counties, providing that such asset shall be an asset of the creditor county,'" recommend that same do pass.

Committee on Oils and Leases reported Senate Bill No. 251, by Hazelbaker, "An Act to regulate corporations, associations and persons engaged in the State in the business of transporting natural gas through pipe lines, regulating operation of gas wells, regulating the purchase of natural gas by pipe lines, conferring jurisdiction upon the Railroad Commission to enforce this Act and providing penalties for violation of this Act,'" recommend that same do pass.

Committee on Printing reported Senate Bills Nos. 169, 124, 230, 233, Sub. B. No. 103, S. B. 126, Sub. 198, Sub. 221, Sub. 235, Sub. 238-245, and S. B. 246, correctly printed.

The above reports were adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 17th, 1921.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body of a communication was received from the Governor advising that he had approved the following Senate Measures:

Senate Bills Nos. 101, 106, 110, 129, 137, 138, Sub. S. B. No. 121, S. B. Senate Joint Resolution No. 5.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 17th, 1921.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second time and referred to the Committees designated:

Senate Bill No. 265, by Booth. A Bill for an Act entitled: "An Act to amend Section 10 of Chapter 101 of the Laws of the Sixteenth Legislative Assembly of Montana of 1919, relating to the compensation of members of the Executive Board of the State Vocational School for Girls." Referred to Committee on Education.

Senate Bill No. 266, by Clark. A Bill for an Act entitled: "An Act prohibiting the removal of livestock from any county in the State of Montana without the payment of all delinquent taxes thereon and providing a method of collecting same, and prescribing a penalty for the violation of Act." Referred to Committee on Stockgrowing.

Senate Bill No. 267, by Junod and Hazelbaker. A Bill for an Act relating to the appropriation of Water for sale, rental, distribution, or other beneficial use, amending Sections 4840, 4843, and 4847 of the Revised Codes of the State of Montana, making appropriations subject to prior adjudications, regulating the manner of use of water courses, relating to evidence in certain cases, repealing Sections 4866, 4671, 4872, 4873, 4874, 4875, 4876, 4877, 4879 and 4800 of the Revised Codes of Montana and providing penalties for violation of the provisions of this Act." Referred to Committee on Irrigation.

House Bill No. 5, by Bergeson. A Bill for an Act entitled: "An Act to create a State Tax Commission, prescribing the powers and duties thereof and making an appropriation therefor." referred to Committee on Finance and Claims.

House Bill No. 125, by Committee on Revenue and Taxation. A Bill for an Act entitled: "An Act requiring all persons, firms, associations, joint stock companies, syndicates and corporations, engaging in or carrying on the business in this State of selling gasoline and distillate in this State, to pay to the State Treasurer certain license fees for engaging in and carrying on such business in this State; fixing the amount of such license fees; providing method for the assessment, collection and disposition thereof; and prescribing penalties for the violation of this Act." Referred to Committee on Taxation.

House Bill No. 134, by Dunbar. A Bill for an Act entitled: "An Act to repeal Chapter 204 of the Laws of the Sixteenth Legislative Assembly relating to the State Terminal Grain Elevator." Referred to Committee on Agriculture.

House Bill No. 164, by Fairgrieve. A Bill for an Act entitled: "An Act to amend Sections 15, 16, 19, 20, 21, and 22 and 30 of Chapter 120, of the Session Laws of 1911, as amended by the Sixteenth Legislative Assembly, relating to the examining board for the purpose of examining applicants for coal mine inspector, coal mine foreman and coal mine examiner, and repealing all Acts, and parts of Acts in conflict herewith." Referred to Committee on Mines and Mining.

Sub. for House Bill No. 166, by Committee on Railroads and Transportation. A Bill for an Act entitled: "An Act to amend Section 4349 of the Revised Codes of Montana, 1907, relating to the rate per mile for the transportation of passengers on railroads operating in the State of Montana." Referred to Committee on Railroads and Transportation.

House Bill No. 175, by Riggs. A Bill for an Act entitled: "An Act defining duties of cities or towns and their officers or agents in case livestock or domestic animals of any kind are impounded, restrained or seized, by such city or town, and defining the duties of the Secretary of the Montana Livestock Commission in such cases. Referred to Committee on Stockgrowing and Grazing.

House Bill No. 176, by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the use of the Montana Tuberculosis Sanitarium for the period beginning March 1, 1921, and ending June 30, 1922." Referred to Committee on Finance and Claims.

House Bill No. 192, by Committee on Revenue and Taxation. A Bill for an Act entitled: "An Act to provide a limitation on the yearly increase of tax levies in counties, cities, towns and school districts." Referred to Committee on Taxation.

House Bill No. 206, by Rixon. A Bill for an Act entitled: "An Act to amend Section 3358 Revised Codes of Montana 1907, relating to annual tax levy for incorporated cities and towns as amended by Chapter 1 Session Laws 1919, and by

Chapter 9, Session Laws Extraordinary Session 1919." Referred to Committee Taxation.

House Bill No. 209, by Committee on Appropriations, A Bill for an Act entitled: "An Act appropriating the sum of Two Thousand Eight Hundred eighty-nine Dollars and Sixty-one Cents (\$2899.61), out of any moneys in the Treasury not otherwise appropriated, to compensate the Deer Lodge Valley Lumber Company for expenditures incurred in connection with the irrigation works constructed for the use and benefit of the Montana State Tuberculosis Sanitarium." Referred to Committee on Finance and Claims.

House Bill No. 210, by Sub-Committee on Appropriations Def. Claims. A Bill for an Act entitled: "An Act to authorize and direct the State Board of Examiners to execute a deed to the Selway-Gardiner Sheep Company, a corporation, conveying to said corporation the south half of the south half of Section thirty-six, Township Six North, Range Ten West, Montana Meridian, legal subdivision to which ground is now in the Montana State Tuberculosis Sanitarium, said deed to be executed and delivered in accordance with an agreement heretofore entered into between the State Board of Examiners and the Selway-Gardiner Sheep Company." Referred to Committee on Judiciary Claims.

House Bill No. 221, by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana State Fair for the year ending January 28, 1921." Referred to Committee on Finance and Claims.

House Bill No. 218, by Perrine, A Bill for an Act entitled: "An Act fixing salaries of the Secretary of State, State Auditor, State Treasurer, State Superintendent of Public Instruction, and Clerk of the Supreme Court, and repealing Chapter 123 of the Session Laws of 1919." Referred to Committee on Judiciary.

House Bill No. 223, by Williams, a Bill for an Act entitled: "An Act amending Section 4 of Chapter 43 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, relative to the term of office of Water Commissioners." Referred to Committee on Irrigation and Water Rights.

House Bill No. 240, by Committee on Judiciary, a Bill for an Act entitled: "An Act to amend Section 6449 of the Revised Codes of the State of Montana of 1907, as amended by Chapter 47 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, relating to the time of commencing actions." Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

Helena, Montana, Feb. 17, 1921.

I am directed by the Senate to inform your Honorable Body that the following Committees reported as follows:

Committee on Fish and Game reported House Bill No. 68, by Rhoads, a Bill for an Act creating a game and bird preserve in the County of Teton, State of Montana," recommend that said bill be concurred in.

Committee on Fish and Game reported Senate Bill No. 244, by Hazelbaker, a Bill for an Act to establish a fish and game preserve in the Beaverhead National Forest for the protection of fish and game animals and birds, and providing a penalty for killing, hunting, catching or pursuing any such fish or game animals or birds in such preserve, recommend it for passage.

Committee on Fish and Game reported Senate Bill No. 79, by Booth, "An Act amending Sections 51, 52, 53, 56 and 62 of Chapter 173 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917," recommend that it do pass.

Committee on Fish and Game reported Senate Bill No. 80, by Booth: "An Act amending Section 8 of Chapter 173 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to Game and Fish Commissioners," recommend it for passage.

Committee on Fish and Game reported Senate Bill No. 226, by Slattery, "An Act establishing in the counties of Richland, Roosevelt, Daniels, McCone, Valley, and Garfield a closed season on grouse, prairie chicken, sage hens, fool hens,

pheasants, partridges and deer" recommend that title of the bill be amended and read as follows:

Strike out after the word "valley" the word "and" and insert in lieu thereof a comma (,); insert after the word "Garfield" a comma (,); and the following words: "Toole, Stillwater, Rosebud, and Dawson."

Recommend that Section 1 be amended by inserting after the word "Garfield" the following words: "or the County of Toole, or the County of Stillwater, or the County of Rosebud, or the County of Dawson," and that as so amended the same do pass.

Committee on Roads and Highways, reported Senate Bill No. 237, by Garfield: "An Act for the registration, licensing, and operation of motor vehicles upon the highways of the State of Montana; registration and licensing of motor vehicle operators; disposition of funds derived from the operation of this Act; punishments for violation of this Act; and repealing Chapter 8 of Chapter 141 of the Laws of 1915, Chapter 75 of the Laws of 1917, and Chapter 207 of the Laws of 1919, and all other acts or parts of acts in conflict herewith." recommend the same do not pass.

Committee on Engrossed Bills reported Senate Bill No. 99 correctly engrossed.

Committee on Enrolled bills reported Senate Bills Nos. 108 and 147 correctly enrolled.

Committee on Education reported Senate Bill No. 190, entitled: "An Act amending Subdivision 2 of Section 201 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of Montana, as amended by Section 4 of Chapter 196 of the Laws of the Sixteenth Legislative Assembly of Montana, relating to the Official Staff of the Superintendent of Public Instruction." recommend that same do pass.

The above reports were adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, Feb. 17, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File respectively report as follows:

Senate Bill No. 73 and recommend that same be taken from General File until Monday.

Senate Bill No. 93 and recommend that same be taken from General File until Monday.

Senate Bill No. 206 and recommend that same do pass.

Senate Bill No. 223 and recommend that same be amended as follows:

Amend Section 1 by striking out all of line 1 and all of line 2 to the word "that."

Amend the title by striking out all after the word "Act" in line one to the word "forbidding" in lines three and four, and as so amended recommend the same do pass.

Senate Bill No. 231 and recommend that same do pass.

Sub. House Bill No. 50 and recommend that same be concurred in.

Senate Bill No. 141, and recommend that same be amended as follows:

Amend Section 1 by striking out in line 5 the words and figures "Six Thousand (6,000)" and insert in lieu thereof the words and figures "Five Thousand (5,000)."

Amend Section 2 by striking out in lines 8-9-10 printed bill the words "The Highway Commissioner shall be responsible under his official bond for all of his official acts of the assistant and may revoke such appointment at his pleasure" and inserting in lieu thereof the words "The Highway Commissioner may remove the assistant at any time for cause."

Amend Section 2 in line 3 by striking out the words "and fix the salary thereof" and insert in lieu thereof the words "the salary to be fixed by the State Board of Examiners."

Amend Section 6, line 11, by adding words "in conjunction with Board of County Commissioners" before the word "shall" in said line, and as amended recommend that same do pass.

Senate Bill No. 130 and recommend that same be amended as follows:

Amend Section 1 by striking out in line 6 after the word "Governor" and of line 7 and ending with the word "counsel" in line 8.

Also in line 15 after the word "banks" all of said line including lines 16, 17, 19, 20, 21, 22, 23, 24 and as amended recommend that same do pass.

DONLAN, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

Helena, Montana, Feb. 17, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times and referred to the committees designated:

Senate Bill No. 268, by McKay, a Bill for an Act entitled: "An Act to insure formity in the prices at which flour, lumber, lumber products, sugar, timber products, cement and coal shall be sold in the State of Montana, and providing filling of orders and the order of filling the same and providing penalties." Referred to Committee on Counties and Towns.

Senate Bill No. 269, by McKay, a Bill for an Act entitled: "An Act to regulate and control the business of wholesale dealers in articles of merchandise, commodities and products of all kinds and character within the State of Montana and fixing penalties for the character within the State of Montana and fixing penalties for the violation thereof." Referred to Committee on Counties and Towns.

Senate Bill No. 270, by Griffin, a Bill for an Act entitled: "An Act amending Section 69 of Chapter 147 of the Laws of the Eleventh Legislative Assembly relating to improvements on leased State lands." Referred to Committee on Public Lands.

Senate Bill No. 271, by Griffin, a Bill for an Act entitled: "An Act amending Section 44 of Chapter 147 of the Laws of the Eleventh Legislative Assembly, relating to improvements on leased State Lands." Referred to Committee on Public Lands.

Senate Bill No. 272, by Hazelbaker, a Bill for an Act entitled: "An Act to amend Section 107 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, relating to local executive boards for State Institutions." Referred to Committee on Education.

Senate Bill No. 273, by Heren, a Bill for an Act entitled: "An Act to amend Section 3618 of the Revised Codes of Montana of 1907, relating to marriage licenses." Referred to Committee on Judiciary.

Senate Bill No. 274, by Heren, a Bill for an Act entitled: "An Act authorizing the State Board of Health and all departments under its jurisdiction to use certified copies of records prescribing the fee to be charged therefor and authorizing the use of said copies of evidence." Referred to Committee on Judiciary.

Senate Bill No. 275 by Edwards, a Bill for an Act entitled: "An Act amending Section 3674 of the Revised Codes of Montana of 1907, relative to the period of residence necessary for the granting of a divorce." Referred to Committee on Judiciary.

Senate Bill No. 276, by Edwards, a Bill for an Act entitled: "An Act to amend Section 1 of Chapter 39 of the Session Laws of 1915, being the same as Chapter 175 of the Session Laws of 1917, entitled: 'An Act prohibiting the introduction into, the manufacture of, and the giving, exchanging, bartering, selling, disposing of ardent spirits, ale, beer, wine or intoxicating liquors within the State of Montana; providing penalties for the violation thereof; and providing a referendum of said act and providing the time when said act shall take effect,' and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

Senate Bill No. 277, by Dixon, a Bill for an Act entitled: "An Act to amend Section 2975 of the Revised Codes of Montana of 1907, relating to the designation by the Board of County Commissioners of each county of the class of the respective counties." Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, Feb. 17, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Burlingame, duly seconded and carried, House Bill No. 55 was taken from the Calendar for third reading and placed at the head of General File for tomorrow.

Upon motion of Senator Kirton, duly seconded and carried, Sub. for House Bill No. 75 was taken from the Calendar for third reading and re-referred to the Committee on Taxation.

It was moved by Senator Page, duly seconded and carried, that the Senate reconsider the vote by which the report of the Committee on Taxation relating to Senate Bill No. 234 was adopted on yesterday.

Upon motion by Senator Page, duly seconded and carried, Senate Bill No. 234 was re-referred to the Committee on Judiciary.

Upon motion by Senator Haaland, duly seconded and carried, Senate Bill No. 225 was taken from General File and placed on General File for tomorrow.

Upon motion by Senator Edwards, duly seconded and carried, Sub. for House Bill No. 75 was placed on General File as a special order of business for tomorrow at 1 o'clock P. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, Feb. 17, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session Senate Bills Nos. 147, and 108.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, Feb. 17, 1921.

As requested in your letter of this date, House Bill No. 167 is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, Feb. 17, 1921.

I am directed by the Senate to inform your Honorable Body that at 3:35 o'clock P. M. the Senate adjourned to meet Friday, February 18, 1921, at 10 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read in the House:

MONTANA SOCIETY OF ENGINEERS.

Butte, Montana, February 15, 1921.

Hon. Speaker of the House, Montana Legislative Assembly, Helena, Montana.

Sir: The Montana Society of Engineers wishes to submit herewith, a report of its committee, appointed to inquire into the workings and administration of the present State Road Law by the State Highway Commission.

Our society has been in existence for more than 33 years, our files, and the opinion of our members, agree that the present law is practical and well administered.

MONTANA SOCIETY OF ENGINEERS.

By A. F. Munroe, Secretary.

At a meeting of the Montana Society of Engineers held in Butte, Montana, February 14, 1921, the following report of a committee appointed to investigate

present State Road Laws and present State Highway Commission was unanimously adopted:

the Montana Society of Engineers:

Your committee begs leave to submit the following report after investigation of the present State Road Laws and their administration:

From information furnished by members of this Association in various parts of the State, we feel that the work done by the State Highway Commission as presently constituted, has for the most part been entirely satisfactory in its operation and conducive to the general welfare of the State.

In the opinion of your Committee, we believe the work done by the State Highway Commission in the various sections of the State, has been handled at as low a cost as the section of the county and the red tape of the Federal Government would permit.

Your Committee favors the present law as against any of the amendments or changes now proposed and have been unable to find wherein the present road laws are defective, or wherein the present Highway Commission has failed to operate properly, and render efficient service in the various branches of its work.

Your Committee realizes that in perfecting its organization and performing the extensive preliminary work necessary, the State Highway Commission has been to considerable engineering expense, which we deem necessary, and this could not be charged as an overhead expense against the few miles of completed highway during the past two years. This work is for the benefit of the State Highway Commission for many years to come and has been made necessary from the stringent rules established by the Federal Government, under which Federal aid is given to the various counties in the building of roads.

We consider that such a commission as the present law provides is more representative of the wishes of the citizens in the various sections in the State, and more generally satisfactory arrangement than any amendment, or new law now before the Legislature.

We therefore recommend to the Montana Society of Engineers in regular session assembled, the adoption of the following resolution:

Resolved, That the present State road laws and the present State Highway Commission should be retained, for the reason that we believe the administration of said laws can be carried out with the greatest efficiency and economy possible, and that no change so far suggested would improve the operation or construction of State Highways throughout the State.

Any change in present laws requiring a change in the present system of administration, we believe would cause a very great additional expense to the State, without any compensating results.

Signed: EUGENE CARROLL, Chairman.
A. C. PRATT,
CLINTON H. MOORE,
A. F. MONROE, Secretary.

Helena Trades and Labor Assembly, Helena, Montana, Feb. 17, 1921.
To the Honorable Speaker and Members of the House of Representatives, of the State of Montana:

We, the delegates of the Helena Trades and Labor Council, representing organized labor in Lewis & Clark County, do most earnestly protest against the passage of House Bill No. 49, known as the Anti-Picketing bill, for two reasons; it will not prevent strikes or picketing and will only tend to make criminals of honest working men. Further, we do not believe that a minority of the people have the right to deprive the majority of the citizens of their constitutional rights.

JAMES ANDERSON, Secretary.

BOILER MAKERS, IRON, SHIP BUILDERS.

Whereas, it has come to our notice that the only person eligible to hold the office of Boiler Inspector in the State of Montana is one who holds a first class engineer's license, but does not require that he have any knowledge of or experience in the actual construction and maintenance of steam boilers, and

Whereas, we do not believe that such qualifications as are required by Sec-

tion 2, Chapter XXX of the Thirteenth Legislative Assembly of the State Montana are all that are necessary to constitute an efficient Boiler Inspector and

Whereas, we know by actual experience that in order to qualify as a Boiler Inspector it is necessary to know the tensile strength of circular plates, flange tie, rods, braces, radial stays, crown bars, crown bar bolts, sling stays, tubs, and other parts that constitute the different types of steam boilers, therefore

Be It Resolved, that we, the undersigned citizens and voters of the State Montana, do respectfully request that you use your influence, and best effort to have Section 2 of Chapter XXX of the Thirteenth Legislative Assembly of the State of Montana amended to read as per copy enclosed:

JACK FULTON and 46 other signers.

307 S. L. St., Livingston, Montana.

H. B. No. 49 introduced—Warren.

WESTERN UNION TELEGRAM.

Ed. Rouleau, Helena, Montana.

Butte, Montana, Feb. 17, 1921.

Referring to telegram sent to Silver on Sixteenth regarding House Bill No. 159, we understand osteopaths were to be required to make regular examinations in surgery and allied branches before the State Board of Medical Examiners, the same examination as taken by Doctors of Medicine as well as the similar credentials and hospital training. If this is not true please disregard previous telegram.

P. H. McCARTHY, M. D.

J. E. COWPERTHWAIT, M. D.

A. H. LILLY, M. D.

WESTERN UNION TELEGRAM.

Great Falls, February 13, 1921.

Hon. H. R. Stevens, Helena, Montana.

We urge your opposition to proposed osteopathic legislation on following grounds: (1) the present high standard of the medical profession has been attained after many years of effort on the part of the regular medical profession and will be seriously menaced by the proposed law. (2) The cost of Hospital care will be greatly increased, due to hospitals of high standard declaring themselves private institutions to avoid admitting osteopaths to practice in said hospital. (3) The U. S. government after due consideration of claims of osteopaths refused to admit them as medical officers in either army or navy on account of their deficient medical education and training. (4) No other State has granted osteopaths such license and in California it was defeated by referendum vote.

Signed: Dr. T. F. Walker, Dr. A. L. Gleason, Dr. F. L. Anders, Dr. C. C. Albright, Dr. Earle Strain, Dr. C. W. Bice, Dr. C. J. Bresee, Dr. C. F. Coulter, Dr. R. B. Durnin, Dr. A. Nolan, Dr. J. H. Fairfield, Dr. Gowan Ferguson, Dr. W. Hulbush, Dr. J. H. Irwin, Dr. F. E. Kennan, Dr. P. F. Kearney, Dr. E. M. Larson, Dr. A. F. Longeway, Dr. Leroy Southmayd, Dr. Helan C. Roberts, Dr. B. E. Lord, Dr. W. J. Lakey, Dr. R. E. McCarten, Dr. A. M. Macauley, Dr. L. R. McBurney, Dr. D. K. Woods, Dr. L. L. Mayland, Dr. J. C. MacGregor, Dr. W. D. Madden, Dr. J. B. Reynolds, Dr. B. A. Place, Dr. Dora Walker, Dr. O. H. Heffter, Dr. E. M. Porter, Dr. C. I. Titus, Dr. D. A. McLennan, Dr. A. Butler, Dr. R. O. Davis.

Glasgow, Montana, February 10, 1921.

Hon. E. T. Phelps, Knudsvig and Gillette, Helena, Montana.

Gentlemen: We, the undersigned, wish to endorse H. B. 159 introduced by Wallace, and trust you will endeavor to secure its passage without amendment as the bill was carefully drawn, and is just and fair to the Osteopathic profession and to the public as well.

Signed by W. B. SHOEMAKER and 11 others.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Federal Relations, having had under consideration S. B. No. 118, introduced by Greening, a bill for an Act entitled "An Act accepting the provisions of Section sixteen of public act of the 66th

gress, No. 239, entitled: 'An Act to provide for the allotment of lands of the
ow tribe, for the distribution of tribal funds, and for other purposes,' re-
spectfully report as follows: That S. B. No. 118 be concurred in.

Report adopted.

KNUDSVIG, Chairman.

Mr. Speaker: We, your Committee on Federal Relations, having had under
consideration H. J. M. No. 15 introduced by Scofield: To the Honorable Senate
and House of Representatives of the United States in Congress assembled, ask-
them to pass an enabling Act by which the people of Eastern Montana may
regulate their state Constitution and thereby become a sovereign state of the
Union, respectfully report as follows: That H. J. M. No. 15 do not pass.

Report adopted.

KNUDSVIG, Chairman.

Mr. Speaker: We, your Committee on Education, having had under consid-
eration H. B. No. 338, by Arnold, entitled: "An Act to authorize and direct the
State Board of Education to establish in connection with the Montana Agricul-
tural Experimental Station, and Agricultural Experimental Sub-station in East-
Montana, and making an appropriation therefor," respectfully report as fol-
lows: That H. B. No. 338 be re-referred to Committee on Appropriations.

Report adopted.

GULLIDGE, Chairman.

Pursuant to above report H. B. No. 338 was referred to Committee on
Appropriations.

Speaker:

We, your Committee on Roads and Highways, having had under considera-
tion a Substitute for S. B. No. 81, introduced by Committee on Roads and High-
ways, a Bill for an Act entitled: "An Act repealing chapter 12 of chapter 172
of the Laws of the Fifteenth Legislative Assembly of the State of Montana of
1907, relating to special improvements on roads and highways in certain dis-
tricts," respectfully report as follows: That Substitute for S. B. No. 81 be
reported back to the House with the recommendation that it be concurred in.

McQUARRIE, Chairman.

Report adopted.

Speaker:

We, your Committee on Roads and Highways, having had under considera-
tion S. B. No. 164, introduced by Long, a Bill for an Act entitled: "An Act
creating the State Cement Commission, prescribing and defining its powers and
duties and providing for the payment of expenses incurred by said commission,"
respectfully report as follows: That S. B. No. 164 be reported back to the
House with the recommendation that it be concurred in.

McQUARRIE, Chairman.

Report adopted.

Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 289,
254, beg leave to report that the same have this date been returned from
printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Speaker:

We, your Committee on Judiciary, having had under consideration House
Bill No. 66, by Silver, a Bill for an Act entitled: "An Act to repeal title XL
of part 11 of the code of civil procedure of the Revised Codes of Montana of
1907, including therein sections 6986 to 7091, inclusive of the Revised Codes
of 1907, and to repeal said sections relating to proceedings in Justices' courts
and to enact in the place of said repealed title and sections a title to be known
as title XI of part 11 of the code of civil procedure of the Revised Codes of Mon-
tana of 1907, relating to proceedings in justices' courts, being a code of civil
procedure for justice courts containing in said title chapters, articles and sec-
tions numbered of the title here enacted taking the place of the numbers of said
repealed sections," respectfully report as follows: That House Bill No. 66
be amended as follows: That section 1, line 2, page 2, be amended by striking
the words "of trial." That section 6997, on page 4, be amended by striking

out in line 2 of said section the word "three" and substituting in lieu thereof the word "four." And that section 6998 on page 4, be amended by striking out line 2 of said section the following: "111" and substituting in lieu thereof "1." That section 6999, on page 4, be amended by striking out in line 1 of said section the word "commended" and substituting in lieu thereof the word "commenced." That sub-section 1 of section 6999 be amended by inserting in line after the words "county than that" the words "in which." That sub-section of section 6999 be amended by striking out in line 3 of said sub-section after the words "damages for injury to" the word "the" and that sub-section 6 of section 6999 be amended by striking out after the words "to dismiss the action" in line 5, the word "of," being the first word of the first line on page 6 of this bill and substituting in lieu thereof the word "or." That section 7008 on page 8 be amended by striking out the word "of" in line 3 of said section and substituting in lieu thereof the word "or." That sub-section 2 of section 7010 be amended by striking out before the words "to so apply" in line 5 of said sub-section the word "neglected" and substitute in lieu thereof the word "neglect." That sub-section 3 of section 7017 be amended by inserting in line 1 of said sub-section 3 after the words "the affidavit of the printer" the word "publisher." That sub-section 3 of section 7025 be amended by striking out in lines 9 and 10 the following words "cannot set up counter claims in excess of that amount, and substitute in lieu thereof the words "need not set up said counter claims." That section 7026 on page 12 be amended by striking out in line 2 of said section the word "defendant" and substituting in lieu thereof the word "plaintiff." That section 7027 on page 12, be amended by adding thereto the following words "except only the objection to the jurisdiction of the court and that the pleading does not state facts sufficient to constitute a cause of action or defense." That section 7044 on page 16 be amended by striking out in line 1 of said section the word "may" and substituting in lieu thereof the word "must." That section 7045 on page 16 be amended by striking out in line 3 of said section the following words "of not less than fifty dollars nor more than three hundred dollars" and substituting in lieu thereof the words "equal to double the amount sued for." That sub-section 2 of section 7050 on page 18 be amended by inserting after the words "complaint is overruled" in line 1 of said sub-section 2 the word "and." That sub-section 4 of section 7061 be amended by striking out all of line 10 of said sub-section 4 and substituting in lieu thereof the following "in case said witness is absent from the county in which the trial is had at the time of trial." That section 7065 on page 22 be amended by inserting after the words "at any time" in line 2 of said section the words "within twenty-four hours." That Section 7066 be amended by adding after the words "by the justice" at the end of said section the words "within three days after trial." That section 7072 on page 22 be amended by striking out in lines 2 and 3 of said section and after the words "a specified sum" in line 2 the words "and deposits that sum." That section 7076 be amended by striking out in line 8 of said section after the words "the lien continues for" the word "six" and substituting in lieu thereof the word "five." That section 7078 be amended by striking out in line 4 of said section after the words "at any time within" the word "six" and substituting in lieu thereof the word "five." That section 7079 be amended by striking out in line 10 of said section the words "of Title IV" and substituting in lieu thereof the words "of Title 1." That sub-section 3 of section 7083 be amended by striking out in line 1 of said sub-section the word "of" and substituting in lieu thereof the word "or." And when so amended that said bill do pass.

O'HARA, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF SAME.

The following bills were introduced, read first and second times, and referred to committees as follows:

House Bill No. 348, Black. A Bill for an Act entitled: "An Act to provide for the payment by the State of Montana of interest on bonds heretofore and hereafter to be issued by Irrigation Districts organized or to be organized under

laws of the State of Montana, providing the method of payment of interest of repayment to the State of all moneys so paid, providing for the investigation of irrigation districts by a commission created by the act and providing the registration and endorsement of such bonds by the secretary of state." Referred to Committee on Education.

House Bill No. 349, by Black. A Bill for an Act entitled: "An Act for submission to the qualified electors of the State of Montana of an amendment to section 4 of article XIII of the constitution of the State of Montana, authorizing and empowering the State of Montana to assume payment of the principal and interest of bonds issued by political sub-division or municipalities of the State of Montana heretofore organized or hereafter to be organized for construction, operation and maintenance of irrigation works and for the reclamation of arid lands in the State of Montana." Referred to Committee on Constitutional Amendments.

House Bill No. 250, by Committee on Education, a Bill for an Act entitled: "A Act to provide for the encouragement of normal school attendance of High School Graduates in preparation for teaching within the State of Montana and provide a State Loan for such purpose." Referred to Committee on Appropriations.

House Bill No. 361 by Brockway. A Bill for an Act entitled: "An Act to amend section 7301 of the Revised Codes of 1907, of Montana, relating to the satisfaction of liens, by providing that indemnity may be given to secure release record." Referred to Committee on Judiciary.

House Bill No. 352, by Stevens. A Bill for an Act entitled: "An Act to repeal chapter 96 of the Laws of the Eleventh Legislative Assembly of the State of Montana, and to punish the making or use of false statements to obtain credit." Referred to Committee on Judiciary.

House Bill No. 353, by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the purpose of paying counties the State's portion of taxes illegally or erroneously collected and refunded by such counties under the provisions of section 2669, Revised Codes 1907." Referred to Committee on Appropriations.

House Bill No. 354, by Warren. A Bill for an Act entitled: "An Act suspending the operation of Chapter 124 of the Laws of the Tenth Legislative Assembly of 1917, entitled: 'An Act providing for the safe investment of the State Permanent Common School Funds, and all other permanent State Educational, Charitable and Social Institution Funds in the securities herein designated; for the prompt redemption of interest thereon: providing a method of procedure in making said investments to guard and protect such funds; and prescribing the duties and obligations of the various officers of the state in making said investments, and repealing all laws and parts of laws in conflict herewith; and all acts and parts of acts amendatory thereof." Referred to Committee on Judiciary.

House Bill No. 355, by Committee on Appropriations. A Bill for an Act entitled: "An Act relating to the payment of license fees to the state treasurer on protest and fixing the time within which suit shall be commenced for the recovery of the same." Referred to Committee on Appropriations.

Senate Bill No. 231, by Hefferlin, a Bill for an Act entitled: "An Act amending sections 807 and 1300 of chapter 76 of the session laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the observing of legal holidays in the schools of this state; prescribing on which holidays school shall be held; prescribing the rights and duties of teachers on such holidays; and repealing all acts and parts of acts in conflict therewith." Referred to Committee on Education.

House Bill No. 356, by Committee on Appropriations, by request. A Bill for an Act entitled: "An Act to prevent the charging of the State of Montana in excess of the market price for property sold or services rendered to and prescribing the form of verification and proof of claims against the state of Montana sold to the state, for service rendered to the State, or for both property sold and services rendered to the state, and prohibiting the allowance or payment of such claims without such proof and verification, and providing pen-

alties for the violation of this Act." Referred to Committee on Appropriations.

Senate Bill No. 206, by Joint Committee on Stock Growing and Grazing, Agriculture and Dairies, and Dairying: A Bill for an Act entitled: "An Act to provide that the Livestock Commission shall constitute the Livestock Sanitary Board, to define the powers and duties of the Livestock Sanitary Board, and to repeal Sections 1512 to 1558 (both inclusive), and Sections 1836 to 1853 (both inclusive) of the Revised Codes of Montana, 1907, to repeal Chapter 157 of the Laws of Montana Fifteenth Session of 1917, and to repeal Chapter 132 of the Laws of Montana, Sixteenth Session of 1919." Referred to Committee on Livestock and Public Ranges.

Substitute for Senate Bill No. 99, by Donlan. A Bill for an Act entitled: "An Act authorizing County Commissioners to fix the number, compensation, term and tenure of office of all deputies, assistants, clerks and stenographers employed by all county officers." Referred to Committee on Judiciary.

Upon motion of Cooney, seconded and carried, the Chief Clerk of the House was instructed to communicate with the Secretary of the Senate and ask that he transmit to the House a correct communication relative to the motion made by Senator Edwards providing that all Revenue Producing Bills introduced in the House may be transmitted to the Senate up to and including the fifty-fifth (55) day of this Session, and that the Senate Journal Clerk's Records be corrected to correspond thereto.

Upon motion of Fairgrieve, duly seconded and carried, S. B. No. 156 was made a special order of business for 2:30 today.

Upon motion of Johnson of Silver Bow, the adverse report of Committee on Education on H. B. No. 182 was segregated and reconsidered by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bergeson, Berglin, Berquist, Bohling, Boorman, Brasier, Charters, Cooney, Covell, Daily, Dowlin (Flathead), Dunbar, Dunn, English, Fairgrieve, Faust, Geis, Goodland, Goodrich, Green (Dawson), Hills, Johnson (Deer Lodge), Johnson (Silver Bow), King, King, Lakin, McDonald (Silver Bow), McQuarrie, Penewell, Riggs, Roulau, Scharnikow, Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spit, Stevens, Treloar, Troy, Wade, Wallace, Warren. Total, 49.

Noes: Bell, Black, Brockway, Brown (Lewis and Clark), Brown (Miner), Buell, Cady, Carlson, Cavanaugh, Conser, Dillavou, Dodds, Gillette, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson (Fergus), Jones, Kenyon, Knudsvig, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Perine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Rine, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Spencer, Stoner, Swift, Worden. Total, 48.

Absent and not voting: Brooks, Chatfield, Crumbaker, Dowlin (Rosebud), Felton, Haskell, Provinse, Sickler, Wilcomb, Williams, Mr. Speaker. Total, 1.

On motion of Johnson of Silver Bow, H. B. No. 182 was ordered printed and placed on General Orders.

Upon motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF SAME.

The following bills were introduced, read first and second time and referred to Committees as follows:

House Bill No. 357, by MacDonald (Flathead). A Bill for an Act entitled: "An emergency Act authorizing the Board of County Commissioners of any county to fund outstanding indebtedness against a county high school by the issuance of bonds, regulating the issuance of such bonds and providing for the payment thereof, authorizing the issuance of warrants by county High School Boards of Trustees for the current expenses of the school year of 1920-1921 in excess of available moneys and in excess of the tax levy heretofore made and for the subsequent funding of such warrants." Referred to Committee on Education.

House Bill No. 358, by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims."

ing out of the operation of various state departments for the year ending February 28, 1921." Referred to Committee on Appropriations.

House Bill No. 359, by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims on account of refunds becoming due during the year ending February 28, 1921." Referred to Committee on Appropriations.

House Bill No. 360, by Haskell. A Bill for an Act entitled: "An Act relating to the establishment of irrigation districts and validating and legalizing irrigation districts heretofore established under the laws of the State of Montana." Referred to Committee on Irrigation and Water Rights.

At this time the House proceeded to Special Order of Business.

The following report was received from Committee on Corporations other than Municipal:

Mr. Speaker: We, your Committee on Corporations other than Municipal have had under consideration H. B. No. 49, introduced by Warren. A Bill for an Act entitled: "An Act prescribing what Acts constitute unlawful interference with or obstruction or injury to any lawful business, trade or occupation; making it unlawful for any person or persons, corporation, association or combination of persons to interfere with, obstruct or injure any such business, trade or occupation, and providing penalties for a violation thereof", respectfully report as follows: That H. B. No. 49 do not pass.

CHARTERS, Chairman.

Charters moved that report be adopted.

A sub-motion by O'Hara that H. B. No. 49 be placed on General Orders was carried by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Berglin, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Buell, Charters, Cooney, Coveil, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, Faust, Felton, Geis, Gillette, Green (Dawson), Hanson, Haynes, Johnson (Fergus), Kemp, Kenyon, Knudsvig, Lakin, McQuarrie, Northey, Ogdgen, O'Hara, Peden, Phelps, Reeves, Rickard, Rixon, Roberts, Sales, Scharnikow, Scofield, Shoemaker (Yellowstone), Silveston, Spratt, Stevens, Swift, Wallace, Warren, Wilcomb, Worden. Total 54.
Noes: Bergeson, Bell, Black, Brasier, Brown (Mineral), Cady, Carlson, Chanaugh, Chatfield, Conser, Dodds, Dunn, English, Fairgrieve, Goodland, Goodman, Green (Flathead), Gullidge, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, King, Larson, MacDonald (Flathead), MacDonald (Silver Bow), Parsons, Penewell, Perrine, Provinse, Ray, Reid, Beau, Sandy, Shoemaker (Lewis and Clark), Silver, Smith, Snell, Spencer, Starr, Treloar, Troy, Wade, Williams. Total, 46.

Absent and not voting: Brooks, Crumbaker, Dowlin (Rosebud), Haskell, Rids, Rodgers, Sickler, Mr. Speaker. Total, 8.

On motion House reverted to Order of Business No. 4,

REPORTS OF STANDING COMMITTEES.

The following report was received from the Engrossment Committee:

Mr. Speaker: We, your Committee on Engrossment, to whom was referred the Bills Nos. 159, 269, 272, 275, 237, 277, 280 and H. J. M. No. 11, beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

On motion by Johnson of Deer Lodge, duly seconded and carried, House recessed until 215 P. M.

AFTERNOON SESSION.

House resumed.

Speaker Pro Tem in chair.

THIRD READING OF HOUSE BILLS.

House Bill No. 228, by Livestock and Public Ranges, having been read three al times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Berglin, Black, Bohling, Boorman, Brockway, Buell, Cady, Carlson, Chatfield, Conser, Cooney, Daily, Dodds, English, Fairgrieve, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Jones, Kemp, King, Knudsvig, Lakin,

Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, North, Ogden, O'Hara, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rickard, Rix, Rixon, Roberts, Rodgers, Sales, Scharnikow, Scofield, Sickler, Silver, Skulas, Smith, Spencer, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Total, 68.

Noes: None.

Absent and not voting: Anderson, Beley, Bell, Bergeson, Blomquist, Brasier, Brown (Lewis and Clark), Brown (Mineral), Cavanaugh, Charters, Covell, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Faust, Felton, Gillette, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kenyon, Parsons, Penewell, Ray, Rhoads, Rouleau, Sandy, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Spratt, Stevens, Stoner, Warren, and Mr. Speaker. Total, 40.

On motion by Rixon, duly seconded and carried, House now resolved itself into a Committee of the Whole for the consideration of General Orders, all to be read by title and section number only, and open to amendment, except upon demand of any one member that they be read at length.

GENERAL ORDERS.

Brockway in the chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration Business on General Orders, respectfully report as follows:

That S. B. No. 156 be concurred in as amended.

BROCKWAY, Chairman.

Brockway moved that report be adopted.

On motion of Brockway, duly seconded and carried, all members were required to vote:

The sub-motion of Dillavou, duly seconded and carried, that report of the Committee of the Whole be laid on table, was lost by the following vote:

Ayes: Allen, Austin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Mineral), Buell, Carlson, Conser, Crumbaker, Covell, Dillavou, Dos, Fairgrieve, Faust, Geis, Gillette, Green (Dawson), Green (Flathead), Hansen, Hathaway, Haynes, Hills, Kenyon, Knudsvig, Larson, MacDonald (Flathead), Northey, O'Hara, Parsons, Peden, Provinse, Ray, Riggs, Rixon, Rodgers, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Skulas, Smith, Snell, Spenser, Stoner, Swift, Wade, Worden. Total, 50.

Paired: Warren and Scharnikow. Total 2.

Noes: Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Brasier, Bros. Brown (Lewis and Clark), Cady, Charters, Chatfield, Cooney, Daily, Dowlin (Yellowstone), Dunbar, Dunn, English, Felton, Goodland, Goodman, Gullie, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jos. Kemp, King, Lakin, McDonald (Silver Bow), McQuarrie, Ogden, Penewell, Perrine, Phelps, Reeves, Reid, Rhoads, Rickard, Roberts, Rouleau, Shoemaker (Lewis and Clark), Silver, Spratt, Stevens, Treloar, Troy, Wallace, Wilcomb, Williams. Total, 51.

Absent and not voting: Cavanaugh, Dowlin (Rosebud), Haskell, Sickler, Mr. Speaker. Total, 5.

Thereupon the motion to adopt the report of the Committee of the Whole was seconded and carried.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Printing, to whom was referred H. B. Nos. 137, 273, S. H. B. 179, 252, 296, 260, 241, S. H. B. 17, H. J. R. 7, 309, 6, S. H. B. No. 56, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 47, entitled: "An Act to amend Section 49 of Chapter 146 of the Montana Session Laws of 1909 as amended by Section 16 of Chapter 145 Montana Session Laws of 1915, providing for the levy of taxes in irrigation districts and changing the extent of the lien created thereby", respectfully report as follows: That H. B. No. 47 be amended as follows: Amend House Bill No. 47, line 18, to read 'Survey provided for in Section 9 of this Act'. Eliminate all words down to the words 'a careful' at the end of line 19, beginning with the word 'chapter' in line 18. Amend by adding at the end of Section 1, the following, as separate paragraphs: 'No assessment or taxes shall be levied against any forty acre tract or fractional forty acre tract containing no irrigable land at all; nor shall any tract created after the order of determination herein provided for attach to any such tract; nor shall the owner or owners of any such tract or tracts have any vote or votes in any proceeding or election under the provisions of said Chapter 146 or any amendment thereof after the making of such order. Upon such determination by the Board, the latter shall have power to refund any taxes paid on an acreage in excess of that so fixed and to issue warrants therefor.

The Board of Commissioners may, within sixty days, petition the District Court for confirmation of their acts in determining the irrigable areas, as aforesaid, and in ordering any refund. The majority in number and acreage of the owners of title or evidence of title to lands in said District, ascertained as in the Act provided, may, likewise, within sixty days, petition the District Court for review of the actions of the Commissioners. But one of such proceedings shall, if prosecuted to determination, be exclusive of the other.

Upon such proceedings, the court may order the assessment of taxes on any lands or lands to be reduced or raised, according to the irrigable area as found by the court, or taxes previously paid upon any area shown to be excessive, to be refunded.

The provisions of Section 23 of this Act regarding the procedure, as well as the right and time to appeal, shall apply to any proceeding instituted in pursuance of the provisions of this Section.

Provided, however, that no such proceeding shall be a bar to a proceeding by any member or members of the District on his or their own behalf, under Section 24 of this Act, nor to any proceeding for exclusion under Section 23 of the Act, provided, further, that nothing in this Act shall be deemed to affect or impair the lien of any bonds issued prior to the passage of this Act". Amend the title to House Bill No. 47 by inserting the words "and adjustment" after the word "levy" and before the words "of taxes", and when so amended the bill do pass. Report adopted. O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 141, entitled: "An Act to amend Section forty-eight, Chapter hundred and forty-six, Acts of Eleventh Legislative Assembly of the State of Montana entitled: 'An Act to provide for the creation, organization, government and extension of irrigation districts; to prescribe the rights, powers and duties thereof; to provide for the acquisition, either by construction, purchase or otherwise, and for the maintenance and control thereby of works, water, property and rights for the irrigation of lands within and comprising such districts, to provide for the payment therefor and for the expense of such districts and to extend and apply the provisions of this Act to irrigation districts of the State not before organized or in process of organization under existing laws and to amend, with certain reservations, the provisions of Sections 2309 to 2402 both inclusive of Title X, Part III, of the Revised Codes of Montana of 1907", respectfully report that H. B. No. 141 be amended as follows: Strike out the word "equally" in line 5 on page 2 and the word "all" in line 5 on page 2. Insert the word "elevation" in line 7 on page 2 the words "in such manner as may be determined fair and equitable by the Board of Commissioners after considering the facts in each case." Strike out the words "cost of maintenance" in lines 9 and 10 and insert in lieu thereof the words "the amount of such assessments for the maintenance". Strike out the word "elevation" in line 11 and insert in lieu thereof the words "assessments to separate elevations". After the word

"irrigation" in the second line from the bottom of Section 1, insert the words "other than that of the district". And when so amended the bill do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 339, entitled: "An Act to amend Sub-division 5 of 6663 of the Revised Codes of the State of Montana, relating to the levying of a Writ of Attachment", respectfully report as follows: That H. B. No. 339 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 343, entitled: "An Act regulating the charges and prices of undertakers and dealers in coffins, caskets or articles of undertakers supplies, and providing for punishment for violation thereof", respectfully report as follows: That H. B. No. 343 be printed and placed on General Orders.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Engrossment to whom was referred H. B. Nos. 281, 259, 100, 70, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Federal Relations, having had under consideration S. J. M. No. 2, introduced by Cowan, "A Resolution memorializing the Congress of the United States to enact appropriate legislation and provide sufficient appropriations for the completion of Federal Reclamation projects within the State of Montana, at as early a date as possible, and candidly to advise the congress and the cabinet at Washington of the exact facts relating to irrigation and public land settlement within the State of Montana," respectfully report as follows: That S. J. Memorial No. 2 be concurred in.

KNUDSVIG, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on State Boards and Officers, having had under consideration H. B. No. 340, introduced by Bell, a Bill for an Act entitled: "An Act to amend section 201 of chapter 76 of the Session Laws of the Thirteenth Legislative Assembly, as amended by Section 4 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly relating to general powers of the superintendent of public instruction," respectfully report that House Bill No. 340 be amended by adding in line 16 of section 1 after the word education the following "provided that in no case shall the salaries determined and fixed by the said board exceed the amount now fixed and allowed by law," and by adding in line 28, section 2, after the word auditor the following "provided that nothing in this act shall authorize the employment of additional help or the expenditure of money in excess of the amount received and placed in the Teachers' Placement Fund." And as so amended the bill do pass.

DILLAVOU, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Education, having had under consideration H. B. No. 357, introduced by MacDonald of Flathead, entitled: A Bill for an Act entitled: "An emergency Act authorizing the board of county commissioners of any county to fund outstanding indebtedness against a county high school by the issuance of bonds, regulating the issuance of said bonds and providing for the payment thereof, authorizing the issuance of warrants by county high school board of trustees for the current expenses of the school year of 1920-21, in excess of available moneys and in excess of the tax levy heretofore made and for the subsequent funding of such warrants," respectfully report as follows: That H. B. No. 357 do pass.

GULLIDGE, Chairman.

Report adopted.

O'HARA, Chairman.

O'HARA, Chairman.

O'HARA, Chairman.

O'HARA, Chairman.

11) In section 6, line 15, insert the following immediately after the word "h," provided, also, the county health officer of counties and city health

officer of cities, shall enforce this act." as so amended bill reported back to House with the recommendation that it do pass.

RHOADS, Chairman

Report adopted.

Mr. Speaker:

We, your Committee on State Boards and Officers, having had under consideration H. B. No. 347, introduced by Dodds and Gillette, a Bill for an Act entitled: "An Act to establish and maintain a state stenographic service board defining the duties thereof and fixing the compensation of the employees thereof" respectfully report as follows: That H. B. No. 347 do pass.

DILLAVOU, Chairman

Report adopted.

Mr. Speaker:

We, your Committee on Banks and Banking, having had under consideration H. B. No. 255, introduced by Dowlin. A Bill for an Act entitled: "An Act to amend section No. 4198 of the Revised Codes of Montana of 1907, pertaining to the taxation of the property and capital stock of building and loan associations," respectfully report as follows: That H. B. No. 255 do not pass.

WILCOMB, Chairman

Report adopted.

Mr. Speaker:

We, your Committee on Banks and Banking, having had under consideration S. B. No. 222, introduced by Hazelbaker and Paul, a Bill for an Act entitled: "An Act amending section 181 of the Revised Codes of the State of Montana 1907 relating to the registry and interest on state warrants, respectfully report as follows: That S. B. No. 222 be concurred in.

WILCOMB, Chairman

Report adopted.

Mr. Speaker:

We, your Committee on Banks and Banking, having had under consideration H. B. No. 256, introduced by Dowlin, a Bill for an Act entitled: "An Act to amend section No. 4192 of the Revised Codes of the State of Montana 1907 pertaining to the time when building and loan associations may commence business and granting to the State Examiner discretion in the issuance of the certificate authorizing the commencement of business by such examiner," respectfully report as follows: That H. B. No. 256 do not pass.

WILCOMB, Chairman

Report adopted.

On motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

On motion by Scharnikow, duly seconded and carried, the report was considered as having been read at length and printed and referred to Special Committee appointed to investigate the highway commission.

Helena, Montana, February 18, 192

To the Honorable Members of the Senate and House of Representatives
Seventeenth Legislative Assembly of the State of Montana.

Gentlemen:

The undersigned, one of the members of the joint committee of the Senate and Senate, appointed to investigate the State Highway Commission, beg leave to submit herewith a partial report concerning its activities and findings.

To make a complete investigation of this department, and especially its financial condition, and to attempt to recount in detail the expenditures of the state highway commission during the past two years would take more time than would be possible for this committee to use during the present session of the legislative assembly, unless it remained in continuous session, and had the aid of expert accountants.

Your committee was led to believe from the rumors current, both in the press and among the members of the Legislature and the people generally, that

had been extravagance, waste, bad management and failure on the part of the highway commission to build state roads. The committee has been ap-
l for more than thirty days and has been in session only a few times, and ample opportunity has been given to all, to present any specific charges might have, but very little has been brought to the attention of the com-
as a whole. Complaints were made to individual members of the com-

is made it necessary for the Committee to ask for information from Mr. N. Edy, chief engineer, on all matters that related to the current rumors charges, and he fully, fairly and willingly has answered all questions and d all information that has been asked for.

ne outstanding feature of the work of the state highway commission during st year is, that during the year 1920 more miles of high standard highway built, placed under construction and contracted for, than has been done previous ten years of the State's history.

arly in the summer of 1920, the financial situation became so acute that banks objected to the withdrawal of county funds because of the effect of rocedure upon local business. There is no doubt the immediate withdrawal nty funds in full, on local projects, that would have cost more than two ne-half million dollars, would have been disastrous to some banks and ss concerns. For that reason, collections from counties on road projects slow and difficult to secure resulting in increased cost, and imposing a s financial burden on the state highway commission.

should be borne in mind that in all contracts for the construction of high- between the state highway commission and the contractors, the county is party to such a contract, and therefore does not assume responsibility for d payments to contractors.

nother feature was the unfavorable bond market resulting in inability to nty bonds. This prevented contracting for many projects for which plans ompleted early in the season. This forced the highway commission to pre- additional plans for contract work in other counties which had previously heir road bonds.

he financial situation, therefore, delayed or suspended work in nineteen es in the state, while surveyed projects in five other counties were com- to be abandoned by the failure to authorize a bond issue.

ne of the criticisms offered was the high cost of construction. As is well this was caused by various conditions. One was the scarcity of experienced ncially able contractors. There were few experienced, equipped road eeting organizations in the State, as Montana had never engaged in road ing business, to any extensive extent heretofore. Secondly, road builders enced a serious shortage of labor. Wages advanced until some contractors 3.50 per day for common labor.

he great volume of work for which surveys and plans were made and placed onstruction during the past two years, brought about a very rapid expan- f the engineering organization. Experienced men were hard to get, and this higher salaries for able men, and it also meant that new men had to be, in sure, trained and educated. Also, there must be taken into consideration, Federal aid is a new thing in the United States, and the past year was Mon- first comprehensive experience with it. However, the Federal Aid Act, gh not perfect, is a great influence for legitimate highway improvement. specially must it be remembered that counties are not required to accept al aid. It is only when a county specifically asks for Federal aid, for any t, is such county required to acquiesce to all of the provisions of the Fed- id act.

a comparison with contracts let in other states, the prices paid for work eted in this State are as low, or lower than those in other states. All bids mpared with an estimate of cost, and no bid is accepted without the approval nterested Board of County Commissioners and the Federal bureau of public

uch comment has been heard because of the ten per cent charge allowed for ision and for contingencies arising during the course of construction.

This charge is not generally understood. We find that this item does not represent an additional charge for engineering and supervision over and above the costs reported by the State Highway Commission. When a contract is so called 10 per cent item is not included in the contract price to the contractor. However, one-half of this item is added to the project agreement price and is defrayed by the federal government; the other one-half of the item being added to the amount agreed to be paid by the County Commissioners. The Federal act requires both supervision and inspection by engineers of the state highway commission and the federal bureau of public roads, the costs of federal inspection being borne by the federal government. In the event the 10 per cent item is set up for state supervision and contingencies is not exhausted for those purposes the state Highway commission makes a reconciliation whereby the difference between the actual cost of state supervision and contingencies and the amount paid by the Federal government therefor is returned to the county, if the county has previously made a deposit to cover same. The Federal government assumes its proportionate share which is one-half of the cost of such inspection, supervision and contingencies. We further find that the average cost of State supervision and inspection is but 5.6 per cent of the value of the work contracted at contract prices.

It is true that Federal Aid costs the state something, but it does not cost more than it is worth, as has so often been advanced by those criticizing the State Highway Commission. An estimate has been made that compliance with the Federal Aid procedure costs Montana about \$12,000 a year. This, however, taking into consideration the total amount of money received from the United States government for such highways, does not amount to one per cent of the total amount of money received.

It must be borne in mind that no money can be received from the United States government for any federal aid project to be constructed until all necessary preliminary details, such as financing, surveys, plans, etc., are definitely arranged for and paid for by the State Highway Commission. This is a large expenditure that necessarily falls upon the State Highway Commission, of which the general government does not bear a part.

In order that any Federal Aid can be received for public highway projects in the state, it is necessary that all this preliminary work be done upon any proposed project, and all surveys and plans submitted to the government for approval, before the appropriation can be made for any project. This must be done before June 30th of each year, to secure the appropriation for the succeeding year. It is, therefore, necessary, where a large number of projects are contemplated, as was the case in this State, to employ a large field force of engineers and assistants and make it appear as though much of this work was unnecessary. Had this work not been done, and the surveys made and the plans completely approved, Federal Aid would not have been granted. It must be borne in mind that the rules and regulations of the United States government must be strictly complied with, in order to secure the approval of any Federal Aid project. Secretary of Agriculture.

In addition to the foregoing, the rules of the Bureau of Public Roads require, such, that frequent inspections of Federal Aid projects are made by engineers in the employ of the government, in addition to the inspection required by the State Highway Commission. On investigating the criticisms as to the employment of too many engineers inspecting any given project, it would be found that such inspection were required by the United States Government, and are paid at no expense to the state.

Criticisms have been filed because of the employment of field forces during the winter months. This became necessary in order to have surveys completed and plans made for approval by the United States Government in time to receive Federal Aid.

While the principal function of the State Highway Commission is to build roads, its ability to perform this function is contingent upon the doing of necessary preliminary engineering. The output of the Commission must be roads and bridges actually built. But the stock of what is called "overhead expense" must consist of surveys and plans completed for roads ready to be built. For work

lead logically and successfully for 1922, surveys and plans must be prepared during the year 1921.

We feel that the significance of preliminary engineering work done in the should be more fully appreciated. The records of the State Highway Commission show that many miles of surveys and plans have been made and paid and that the cost of such preliminary work is in reality an asset, not only a Commission in that Federal funds are thereby assured to the State, but an asset also to the counties involved. It must be understood that these surveys and plans were not made indiscriminately but were in conformity with the applications from Boards of County Commissioners, in accordance with a defined program developed jointly by the State and counties.

In an examination of the report of the State Highway Commission would that during the year 1920, there were contracted 563.39 miles of road, as recorded with 98.05 miles during the years 1917, 1918, and 1919. This refers to projects that have been let, some completed, and some in course of construction the value of which amount to \$5,315,371.68. There were seventy-two projects completed in 1920, located in thirty-four counties of the State. There have been surveyed 1007.50 miles, and on which the detailed plans have been completed for 840 miles. In addition, there are twenty-one projects, with plans completed, 28.71 miles ready to let contracts when the counties are ready to finance the same.

In order that it may be more clearly understood, there has been completed and open to traffic at this time 340.6 miles of the value approximately of \$3,000.

We believe there has been considerable misunderstanding as to the amount of funds derived by the State Highway Commission from motor vehicle license fees and also as to the use to which these funds were put. Without encumbering this report with unnecessary detail the following brief statement may be interesting; we find that the total amount of motor vehicle license fees transferred to the State Highway fund for the years 1919 and 1920 is \$551,395.50. The records of the State Highway Commission show that disbursements from the fund have been as follows: administrative expense, 1919, \$58,505.82, administrative expense, 1920, \$97,007.05, total administrative expense, 1919 and 1920, \$155,512.87; net federal and state road building equipment outlay (that is, the difference between total equipment outlay and revenue therefrom), \$91,263.16; equipment outlay, buildings and miscellaneous equipment, \$55,521.09; state aid and cooperative road building service to counties net, \$130,968.25; leaving \$130.13 to apply on the cost of pre-construction engineering which for the years 1919 and 1920 has amounted to \$203,295.55.

We have inquired into the manner in which operating costs are kept and controlled by the State Highway Commission and feel justified in submitting our comment thereon. We have previously pointed out that surveys and plans should be made well in advance of actual construction and that when so made completed preliminary work represents an asset in the full amount of the expenditure. We find that the State Highway Commission charges its operating costs direct to specific projects and reports such costs as percentages of the estimated costs, contract price or actual construction cost of the improvement. It would be manifestly erroneous to charge the total annual operating expenses of the Commission for all of its various kinds of activity against the mileage of road built in that year. We regard it as proper for the State Highway Commission to report its operating costs as a percentage of business done, in the same manner as would be done by any well regulated business concern. Viewed in this light we find the operating costs of the Commission to be entirely fair, reasonable and comparable with those of other well established state highway departments. These costs for the year 1920 are as follows: for pre-construction engineering as a percentage of estimated cost, contract price or actual cost, 1.84%; for construction engineering and supervision, as a percentage of the contract prices of construction work done, 5.58%; general administrative overhead expense as a percentage of the value at contract prices of construction work done, 3.3%. It, therefore, appears to us that based on the experience of 1920 and a business-like method of determination the total operating

cost of the Commission represents less than 11% of the value of roads and bridges constructed.

Some complaint has been made because of delay in completing projects. Invariably this has been because of the inexperience of contractors, the shortage of labor, delayed shipments of material, and other incidents, over which the State Highway Commission has no control.

Serious objection has been made because of delayed payments to contractors. It can readily be seen that you cannot pay out any money for contract work unless you receive it from the Federal government or from the counties in which the projects are located. The Federal government does not pay until inspectors have been made by their own inspectors, estimates approved and forwarded to the Bureau of Public Roads, and then remittance is made to the State Highway Commission. On the other hand, in order to have any funds to go ahead with contracts, the rule has been to require the counties to deposit their portion of the contract price in advance. Many county officials seem to believe that Federal funds are deposited in advance, and immediately available, and so withhold payment of county funds. In the meantime, the contractors expect to receive and no funds are often times available therefor. This delay, therefore, clearly was not the fault of the Highway Commission.

One criticism, however, your minority of the Joint Committee have found to be just, and that is that the State Highway Commission places all funds for contracts and for the administration of the highway commission, in one fund, and have always drawn from this fund for expenses and salaries of the highway commission, and in this way have sometimes trespassed upon the fund that should have been paid upon contracts. This can be corrected if recommendations made by the minority of your Committee will be followed out in the future.

Also criticism has been made, because Federal Aid has only been given to main State Highways. Aid can be given, under the Federal Aid Law, to local State highways and not local roads. The Federal government will approve only roads embraced within a comprehensive State Highway system. The Federal Aid Road Act also requires the State to provide maintenance of roads in accordance with Federal Aid.

Especial emphasis is laid upon the fact that the Bureau of Public Roads must not only approve plans and specifications, before appropriation is made by the United States government, but this bureau of Public Roads must also approve all actual construction and every detail of changes made necessary. The Federal government, therefore, exercises a far more rigid control over work where Federal Aid is granted, than is generally supposed to be the case.

One other criticism has been made, which, although not verified, should be corrected. That is, that persons related to, or recently connected with the Highway Commission, have been granted contracts, and this is why, in some instances, it is claimed contractors have refrained from making competition. This, of course, would tend to make the contract price higher than it should be and should not be permitted.

The minority of your Committee believe that the Executive Committee of the State Highway Commission has done splendid work during the past two years, and especially in view of the fact that none of them receive any compensation for their services, other than a per diem paid to two members of the executive committee who could give only a portion of their time in the administration of the business of the State Highway Commission. The President, Frank Conley, has given much of his time away from the State Prison, where he is in the supervision of the work of the State Highway Commission, and received nothing whatsoever for his services, being paid entirely for his services by his salary as Warden of the State Prison. The other two members of the Executive Committee have likewise been faithful in the discharge of their duties as such. However, the minority of your Committee believes that the present law with a twelve member commission, is a mistake, tending, in our belief, to hamper, rather than to help the work of the State Highway Commission, and often times tends to place restrictions upon the action of the Executive Committee and Engineers, which should not be permitted. Another

present law is that there is no administrative head who can give his full the administration of the business of the State Highway Commission, throwing the burden upon the Chief Engineer. The total cost of the Commission proper for the year 1920 was \$3,490.41. This salary paid to one executive head would have secured better results. The minority of your committee hereinafter make a recommendation as to what it thinks should be with reference to the administration of the business of the State Highway Commission.

Such criticism seems to have been centered against the Chief Engineer, Edy. The minority of your Committee have not been able to discover anything that justifies such severe criticism. That some mistakes have been made by him, is no doubt true, as is the case with the manager of almost every business enterprise. These, however, were mistakes in judgment only. In no instance have we been able to learn of any dishonesty on the part of the Chief Engineer or any of his subordinates.

The State Highway Commission, in reviewing the work of the past year, in its resolution of commendation, adopted November 8, 1920, used these words: "His accomplishment (referring to the active construction work in 1920) which we as a Commission feel we have reason to be proud, is due in large measure to the untiring, faithful and efficient service of Chief Engineer John N. Edy and the competent staff, which he has with organizing genius gathered about him."

The minority of your Committee believe this commendation was merited. They realize that criticism has been made because of large salaries paid, especially in this department. When it is realized that the year 1920 was one when the highest wages ever known were paid for all classes of labor, and the difficulty experienced in securing competent help of any kind, and every competition for labor of this character, in order to secure results, it became necessary to pay these wages.

That at such large salaries will not be necessary in the future is self-evident, and the rapid adjustment of conditions now taking place, as to wages and cost of materials. The minority of your Committee believes that the fixing of a limit of salaries to be allowed, should be provided for by proper legislation. The other criticism has been made, which should receive serious consideration, that is as to the war equipment allotted to the State of Montana by the United States government, which, at the present time, for the equipment received is valued at over two million dollars. This consists of more than 400 motor trucks, 17 caterpillar tractors, many road graders, stationary engines, derricks, and miscellaneous road building material and tools, and a supply of parts and materials. Much of this valuable stock was in bad repair, necessitating an extensive amount of repairing, and also entailing a very heavy expenditure for repairs. While the amount received for leases to counties and contractors has, as a measure, reimbursed the State Highway Commission for the heavy financial burden placed upon the Department for freight, repairs, etc., yet the taking of a quarter of a million dollars from the Highway fund, for a time, seriously crippled the Department, and placed a very heavy financial burden upon the State. There is still much of this equipment to be repaired before being able to be leased to counties and contractors. In the end it will far more than offset the expenditure, as counties and contractors, under a lease arrangement, will use this equipment at about 20 per cent of its real value.

No objection has been made against taking any more of the Federal Aid equipment. Should the state decline to take any more of its allotment, no further equipment could be secured, and the balance allotted to Montana would then be turned over to other states.

RECOMMENDATIONS.

The minority of your Committee first recommends that this Legislature send a joint memorial to the Secretary of Agriculture, urging, first, the establishment of a fiscal agent in the Bureau of Public Roads Office at Missoula, for the immediate payment of the Federal Aid funds to the State of Montana when appropriated for definite projects.

Second: A modification of the Federal Administrative policy to meet the conditions peculiar to Montana.

We also recommend that the State Examiner be required to audit the books of the State Highway Commission at least once a year; also that the Commission be required to modify or revise its accounting system so as to agree with the accounting system established for the state.

We recommend that the State Highway Commission dispose of any surplus equipment or supplies received from the Federal government where such disposition is not inconsistent with the Federal statutes governing the same.

We recommend that no contracts be let by said Highway Commission involving the use of county funds, where the contract price exceeds the estimated cost of the work by more than ten per cent, and that no changes in any contract be permitted except with the consent of the Board of County Commissioners of the county in which the project is located; and that proper record entry and approval, when made, be by the County Commissioners.

We recommend that no contract be let for highways or bridges unless more than one bid from responsible contractors is received.

We recommend that no royalty be paid by said Highway Commission in any county, for the use of any patented article, formula or process, except where the same is purchased in open competition with other articles, formulas or processes not patented or copyrighted.

We recommend further that in the employment of engineers, inspectors or other employees on road or bridge work, the State Highway Commission be required to give preference to the graduates of Montana's educational institutions who have had experience in such construction work, and that next preference be given to ex-service men in the State of Montana.

We further recommend that the State Highway Commission Law be amended that a committee of three members shall constitute the commission, one of whom shall be president, to be paid a competent salary, and to give full time in the discharge of his duties, as such president and the executive head of the state highway commission.

We further recommend that the salaries of the Chief Engineer, and assistants and employees, as far as possible, be fixed by law, and not left to the discretion of the state highway commission.

We further recommend that some provision be made for the maintenance of the state highways built by the state with federal aid.

We further recommend that legislation be enacted to control the speed and weight of traffic over state highways; and we further recommend that the plans and specifications of all bridges, having a span length of more than one hundred feet, be first approved by the State Highway Commission.

We further recommend that no contracts be let for projects by the state highway commission, to any person employed by the state highway commission or any person related to any officer or employee thereof.

We further recommend that an increased motor vehicle license fee be provided by proper legislation, preferably to be paid into the county treasury of the respective counties; and that one-half of such fund be retained by the county and the other one-half paid into the state highway fund. This is necessary to properly finance the state highway commission, and it not be compelled to borrow from other funds to pay administration expenses.

We further recommend that all proceeds realized from the counties or other States government be placed into a separate fund, and that such fund be used for no other purpose than for the payment of contracts for road projects, bridges and the necessary cost of inspection and supervision, and that counties be asked to pay in promptly on contracts their portion of the contract price.

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question arising of quorum being present, a call of House was demanded. The following members found absent: Bergeson, Brooks, Buell, Carlson, Crumbaker, Dowlin (Rosebud), Felton, Green (Flathead), Haskell, King, Rodgers, Sickler, Spratt, Warren, Mr. Speaker. Total, 17.

On motion of Brasier, duly seconded and carried, further call of House deferred.

On motion of Goodland, duly seconded and carried, the vote on minority report of yesterday on H. B. No. 178 was reconsidered and lost by the following vote:

Ayes: Beley, Bell, Blomquist, Bohling, Boorman, Brown (Mineral), Carlson, Dodds, Dunbar, Dunn, English, Felton, Goodland, Goodman, (Green Flathead), Hanson, Hathaway, Hunter, Jones, King, MacDonald (Flathead), Penewell, Perrine, Ray, Rodgers, Rouleau, Sales, Scharnikow, Scofield, Steiner (Lewis and Clark), Smith, Snell, Stevens, Stoner, Troy, Wade, Worland, 39.

Nays: Allen, Arnold, Austin, Bergeson, Berglin, Black, Brockway, Brasier, Brown (Lewis and Clark), Buell, Cady, Charters, Chatfield, Cooney, Crumbaker, Daily, Dillavou, Dowlin (Yellowstone), Fairgrieve, Faust, Gillette, Green (Dawson), Gullidge, Haynes, Hills, Johnson (Fergus), (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McQuarrie, Ogden, O'Hara, Parsons, Phelps, Provinse, Reeves, Reid, Rickard, Riggs, Roberts, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Spencer, Swift, Treloar, Wallace, Wilcomb, Williams. Total, 59.

Present and not voting: Anderson, Cavanaugh, Dowlin (Rosebud), Haskell, (Deer Lodge), McDonald (Silver Bow), Rhoads, Sandy, Warren, Mr. Speaker. Total, 10.

On motion by Brockway, duly seconded and carried H. B. No. 144 was taken from General Orders and made a Special Order of Business for one hour after adjournment tomorrow and S. B. No. 209 was taken from General Orders and made a Special Order of Business for 10:30 Tuesday.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: Your Committee on Engrossment, to whom was referred H. B. No. 224, have the honor to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to committees as follows:

H. B. No. 361, by Felton, a Bill for an Act entitled: "An Act to repeal section 142 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to the sale or offering for sale of certain game birds and animals, and the proceeds thereof." Referred to Committee on Fish and Game.

H. B. No. 362, by Scharnikow, a Bill for an Act entitled: "An Act to amend division 3 of section 2104 of chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana as amended by chapter 17 of the Laws of the Sixteenth Legislative Assembly, relating to the method of appointment of county high schools." Referred to Committee on Education.

H. B. No. 363, by Riggs, a Bill for an Act entitled: "An Act to amend section 71 of chapter 71 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, entitled: 'An Act to provide for the letting of contracts for public printing, fixing the prices therefor, providing a penalty for violation of this Act and to repeal section 2897 of the Revised Codes of the State of Montana for 1907.' Referred to Committee on Judiciary.

H. B. No. 365, by Chatfield. A Bill for an Act entitled: "An Act to provide for the issue and sale by the State Board of Examiners of bonds, secured by the State of Montana." Referred to Committee on Finance.

by State Capitol Public Building Land Grant from the federal government to the State of Montana for the purpose of acquiring additional lands for future use as State Capitol Grounds in the City of Helena, Montana. Referred to Committee on State Institutions, Public Bldgs., and Grounds.

H. B. No. 364, by Boorman, by request, a Bill for an Act entitled "An Act to prevent monopoly and to empower the commissioner of insurance to fix or adjust fire insurance rates; to provide for the organization, operation and supervision of fire insurance rates making bureaus; to provide for a review of rates and rules fixed by such bureaus; to prohibit discrimination in such rates by prohibiting certain combinations and agreements; to regulate agreements between fire insurance companies or their agents affecting such rates; and providing a penalty for violation. Referred to Committee on Insurance.

Upon motion of McQuarrie, duly seconded and carried, that owing to the large amount of business before the House, the further sale of newspapers and also the working of lobbyists was prohibited on the floor of the House.

Upon motion of MacDonald of Flathead, duly seconded and carried, the House now resolved itself into a Committee of the Whole for the consideration of General Orders, all bills to be read by title and section number only, and amendments; debate to be limited to five minutes to any one member on any one bill.

GENERAL ORDERS.

Brockway in chair.

House resumed.

Speaker Pro Tem in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration the General Orders, respectfully report as follows:

That H. B. No. 287 do pass.

H. B. No. 193 have the enacting clause stricken therefrom.

H. B. No. 222 do pass.

H. B. No. 253 do pass.

H. B. No. 191 do pass.

H. B. No. 268 be reported back without recommendation.

H. B. No. 282 do pass.

H. B. No. 286 do pass.

H. B. No. 291 do pass.

BROCKWAY, Chairman.

Report adopted.

Upon motion, House reverted to Order of Business No. 7.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE.

The following message was received, read and concurred in.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Edwards, duly seconded and carried, the House has granted an extension of five days beyond the fiftieth day, in which to transmit the Senate legislation relating to raising revenue for the State.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

On motion by Brockway, duly seconded and carried, House adjourned at 9 o'clock A. M., Saturday, February 19, 1921.

Attest:

R. H. WIEDMAN, Chief Clerk.

FRED L. GIBSON, Speaker.

FORTY-EIGHTH DAY

House of Representatives, February 10th, 1921.

House met at 9 o'clock A. M. pursuant to adjournment.

Speaker Pro Tem in Chair.

Prayer by Chaplain.

Roll called and all present except: Cavanaugh, Mr. Speaker.

Bowlin (Rosebud), Haskell excused.

In view of the fact that Robert J. Dunn has recently taken unto himself a leave of absence, he was excused for Monday.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

I, your Committee on the Journal, having this day examined the Journal for the Forty-seventh day, and have found the same to be correct.

Report adopted. JOHNSON, of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion duly seconded and carried, were considered as having been read at length:

Mr. Speaker: Helena, Montana, February 19, 1921.

I am directed by the Senate to inform your Honorable Body that Sub. for Bill No. 75, introduced by Dillavou, a Bill for an Act entitled: "An Act relating to the appointment of special agents, prescribing and defining their powers and duties, and providing for their compensation and creating a fund for the payment of compensation and expenses of such special agents," was read this time and passed, title agreed to and the same is herewith transmitted to the House for concurrence in Senate amendments.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, February 18, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Edwards, duly seconded and carried, the House was granted an extension of five days beyond the fiftieth day, in which to transmit Senate legislation relating to raising revenue for the State.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, February 18, 1921.

I am directed by the Senate to inform your Honorable Body that upon notice of Senator Edwards, duly seconded and carried, the Senate requests the House to name their Apportionment and Representation Committees to act as a like Committee from the Senate as a Conference Committee from now to the end of the Session for the purpose of referring to them the primary bills which are not yet prepared.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: Helena, Montana, February 18, 1921.

I am directed by the Senate to inform your Honorable Body that the standing Committees reported as follows:

Committee on Engrossed Bills reported Senate Bill No. 141 correctly engrossed.

Also Senate Bills Nos. 223 and Sub. for 130, correctly engrossed.

Committee on Printing reported Senate Bills Nos. 186, 203, 229, 241, 252, and 258 correctly printed.

Committee on Mines and Mining reported Senate Joint Resolution No. 7, by July 1, "A Resolution relating to the endorsement of the McFadden Bill to protect the Gold Monetary Reserve of the United States by stimulating the gold production," recommended that same do pass.

Committee on Education reported Senate Bill No. 207, by Cone, "An Act to amend and Subdivision 4 of Section 512 of Chapter 76 of the Session Laws of the

Thirteenth Legislative Assembly as amended by Section 3 of Chapter 81 of the Session Laws of the Fifteenth Legislative Assembly as amended by Section 15 of Chapter 96 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to the reports of Clerks of School Districts," recommend that same do not pass, but that substitute for Senate Bill No. 20 by Cone, "An Act to amend Subdivision 4 of Section 512 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 1 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana of 1919, relating to the reports of Clerks of School Districts and High Schools," transmitted herewith do pass.

Committee on Judiciary reported House Bill No. 22, by Cavanaugh, "An Act to provide for the submission to the qualified electors of the State of Montana of an amendment to Article XVI of the Constitution of the State of Montana by adding thereto a section to be known as Section 7, authorizing the Legislative Assembly by a General or Special Law to consolidate city and county governments under one municipal government, to define the form of government of the consolidated city and county, and the functions, authority and terms of office of its officers," recommend that said bill be amended by striking out in lines 6 and 7 of the title the words "consolidate city and county government under one municipal government, to define the form of government of the consolidated officers," and inserting in lieu thereof the words "provide a form and plan of government for counties or for cities and counties under such form or plan as the Legislative Assembly may prescribe."

Amend by striking out all of section 2 beginning with the word "City" in line 19 and inserting in lieu thereof the following: "The Legislative Assembly, by general or special law, may provide any plan, kind, manner, or form of municipal government for counties and whenever deemed necessary or advisable, may abolish city or town government and unite, consolidate, or merge, cities and towns and county under one municipal government, and any limitations in this establishment notwithstanding, may designate the name, may fix and prescribe the qualifications, method of appointment, election or removal of the officers thereof, may fix the fees and a compensation of the officers thereof, define their duties and fix penalties for the violation thereof, and fix and define boundaries of the territory so governed, and may provide for the discontinuance of such form of government when deemed advisable, provided, however, that no form of government permitted in this section shall be adopted or discontinued until after it is submitted to the qualified electors in the territory affected and by them approved."

Amend by striking out in lines 14 and 15 of section 3 the words "authorizing the consolidation of City and County governments" and inserting in lieu thereof the words "relating to the form of county governments of county and city governments."

Amend by striking out in lines 16 and 17 of section 3 the words "authorizing the consolidation of city and county governments" and inserting in lieu thereof the words "relating to the form of county governments or county and city governments," and as so amended the bill be concurred in.

Also Senate Bill No. 243, by Leuthold, "An Act providing for the classification of taxable property in this state for the purpose of taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereon," recommend that this bill, being a revenue measure, the Secretary of the Senate be instructed to transmit the same to the Speaker of the House and request him to provide for its introduction in the House of Representatives.

Also Senate Bill No. 253, by Haley, "An Act to provide for the classification of lands in the State of Montana for assessment and taxation purposes, and to authorize the Board of County Commissioners to cause such classification to be made, and to provide for a tax levy to pay for the cost thereof, and to provide for the payment of indebtedness hitherto incurred by Counties acting under the provisions of chapter 89 of the laws of the Sixteenth Session of the Legislative Assembly of the State of Montana, and to repeal chapter 89 of the laws of the Sixteenth Session of the Legislative Assembly of the State of Montana," recommend that said bill be amended as follows:

mend Section 2 by inserting after the word "lands" in line 4 the words "vacant lands in forest reserves, Indian reservations and unsurveyed lands." amend by adding to section 4 thereof the following: "Any and all contracts here entered into by the Boards of County Commissioners of the various counties for the classification of lands under chapter 89 of the laws of the Sixteenth Session of the Legislative Assembly of Montana are hereby declared to be valid and in full force and effect and it is hereby made the duty of the various boards of County Commissioners where contracts for said classification are partially performed to complete the same according to the terms of said contracts; and, however, that the said Boards of County Commissioners may make such supplemental contracts as they deem necessary for the purpose of carrying out the terms of this Act."

Whenever at any time before the completion of any contract for classification under the terms of this Act, or of chapter 89 of the laws of the Sixteenth Session of the Legislative Assembly of the State of Montana, a new county is formed, containing any portion of the county included in said contract, such new county shall be the uncompleted portion of said contract so far as it applies to the territory within the said new county and such portion of said contract shall be annulled and the said new county in the same manner as if said contract had been originally entered into by said county," and as so amended the bill do pass.

Also House Bill No. 27, by Committee on Judiciary: "An Act providing for the regulation, supervision and licensing of the business of real estate broker; providing for a State Real Estate commissioner, and defining his powers and duties; and providing for the enforcement of this act and penalty for the violation thereof," recommend that said bill be concurred in.

Also House Substitute for Senate Bill No. 42, by Judiciary Committee: "An Act amending section 5805 of the Revised Codes of Montana of 1907, relating to mortgages," recommend that said bill be amended by striking out the title thereof and inserting in lieu thereof the following title: "A Bill for an Act entitled: 'An Act relating to Agisters' Liens and Liens for services performed upon personal property, and amending section 5805 of the Revised Codes of Montana of 1907'"

Amend by striking out the word "section" in line 10 of section 4, and inserting in lieu thereof the word "act."

Amend by striking out all that portion of section 4 after the word "found" in line 16, and as so amended the bill be concurred in.

Also Senate Bill No. 273, by Heren, "An Act to amend section 3618 of the Revised Codes of Montana of 1907, relating to marriage licenses," recommend that said bill do pass.

Also Senate Bill No. 274, by Heren: "An Act authorizing the State Board of Health and all departments under its jurisdiction to issue certified copies of orders prescribing the fee to be charged therefor and authorizing the use of such copies as evidence," recommend that said bill do pass.

Also Senate Bill No. 275, by Edwards, "An Act amending Section 3674 of the Revised Codes of Montana of 1907, relative to the period of residence necessary for the granting of a divorce," recommend that said bill do pass.

Also Senate Bill No. 185, by Slattery, "An Act providing that a party to the trial of any civil action or proceeding is prosecuted or defended, or the direct officers, superintendent or managing agents of any corporation which is a party to the record, may be examined by the adverse party as if under cross-examination subject to the rules applicable to the examination of other witnesses; and that the party calling such adverse witness shall not be bound by his testimony; and that the testimony given by such witness may be rebutted by the party calling him for such examination, and limiting the examination of such witness by his own counsel," recommend that said bill do pass.

Also Senate Bill No. 263, by Hazelbaker, "An Act to provide for the poisoning, killing, catching and exterminating of insect pests; providing for the payment of persons and purchase of materials therefor; providing for the payment of the expense and authorizing the levy of a tax therefor; and defining the term "insect pest," recommend that said bill do not pass.

Also Senate Bill No. 234, by Page, "An Act repealing Chapter 51, Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to the classification of taxable property for purposes of taxation," recommend that said bill do not pass.

Also Senate Bill No. 277, by Dixon, "An Act to amend Section 2975 of the Revised Codes of Montana of 1907, relating to the designation by the Board of County Commissioners of each county of the class of their respective counties," recommend that said bill do not pass.

Also Senate Bill No. 261, by Hefferlin, "An Act to amend section 3 of Chapter 6 of the Session Laws of the Twelfth Legislative Assembly entitled: 'An Act prohibiting surety companies from exacting indemnity bonds or security from State, county or city officials before furnishing bonds and providing penalty; and providing that such officials may furnish either surety bonds, individual bonds, or other security, by providing that premiums for surety bonds may be paid by the officer bonded,'" recommend that same do not pass.

Also Senate Bill No. 232, by Kinney, "An Act to amend Section 4117 of the Revised Codes of Montana of 1907, relating to the investment of reserves of life Insurance Companies in securities in the State of Montana, and providing for the valuation of policies of such companies and prescribing the duties of the State Auditor and Superintendent of Banks in connection with the same," recommend that said bill do not pass.

Also House Bill No. 218, by Perrine, "An Act fixing the salaries of the Secretary of State, State Auditor, State Treasurer, State Superintendent of Public Instruction, and Clerk of the Supreme Court, and repealing Chapter 123 of the Session Laws of 1919," recommend that said bill be not concurred in.

Also Senate Bill No. 217, by Siegfriedt, "An Act prohibiting the manufacture or sale, or the possession with intent to sell, any article of food containing saccharin and providing a penalty for its violation," recommend that said bill be amended by inserting in line 3, Section 1 of the printed bill, between the words "any" and the word "article" the words "beverage or." Also amend Section by adding after the word "Montana" in line 2 the word "knowingly." Amend by striking out Section 4, and that as so amended the bill do pass.

Also Senate Bill No. 276, by Edwards, "An Act to amend Section 1 of Chapter 39 of the Session Laws of 1915, being the same as Chapter 175 of the Session Laws of 1917, entitled: 'An Act prohibiting the introduction into, the manufacture of, and the giving, exchanging, bartering, selling or disposing of spirituous liquors, ale, beer, wine, or intoxicating liquors within the State of Montana; providing penalties for the violation thereof; and providing for the referendum of said Act and providing the time when said act shall take effect,'" and repealing all acts and parts of acts in conflict herewith," recommend that said bill be printed.

Committee on Public Morals reported House Bill No. 174, "An Act to amend Chapter Twenty-nine of the Montana Session Laws of 1917; being an Act to prohibit gambling on games played upon pool and billiard tables; to punish those who participate therein, as well as those who conduct or carry on such games, and to provide for early closing of all pool halls, billiard halls, bowling alleys and other places where pool or billiards is played," recommend that said bill be concurred in.

Committee on Counties, Towns and Municipal Corporations, having had under consideration Senate Bill No. 115, "An Act defining the boundaries of the several counties of the State of Montana, enumerating the County Seats thereof and repealing all acts and parts of acts in conflict herewith," beg leave to submit the following amendments to be made in the printed bill:

Beaverhead County.—Strike out everything after the word "Idaho" in line 25 on page 2, down to and including the word "creek," being the first word in line 33 on page 2, and insert in lieu thereof the following:

"Where the summit of the main range of the Bitter Root Mountains crosses said Continental Divide; thence following in a general northeasterly direction along the top of said Continental Divide to a point on said Continental Divide nearest the head of the main drain of Pintler Creek; thence along the middle of the channel of said Pintler Creek in a southerly direction to a point in the north-

of the main channel of the Big Hole River directly opposite to the center of outlet of said Pintler Creek," page 2 line 35, change the word "east" to "st."

Page 3, lines 36 and 37, strike out the words "Beaverhead Rock," and insert in lieu thereof the word "the southeast corner of Section Sixteen (16), Township (5) South, range seven (7) west."

Big Horn County.—Page 3 line 6 insert after the word "thence" the word "st."

Page 4, line 37, strike out the words "thence west to the northwest corner of township eight (8) south, range, forty-one (41) east." and insert in lieu thereof words "Thence west along the south boundary line of township seven (7) th, ranges, forty-four (44), forty-three (43), forty-two (42), and forty-one (41), to the northwest corner of township seven and one-half (7 1-2) south, range forty-one (41) east."

Custer County.—Page 19, line 27, insert after the word "north" the words "range forty-seven (47) east."

Daniels.—Page 20, line 9, insert after the word "mile" the words "more or less." Page 21, line 14, insert after the word "miles" the words "more or less." Page 21, line 15, strike out the word "southeast" and insert in lieu thereof the word "northeast." Strike out the words and figures "thirty-four (34)" and insert in lieu thereof the words and figures "thirty-three (33)."

Dawson County.—Pages 25 and 26, strike out everything after the words and figures "twenty-two (22)" in line 94, page 25, down to and including the words "thirty-six (56) east" in line 111 on page 26, an insert in lieu thereof the following: "Thence west along the south line of sections twenty-one (21), twenty (20), and nineteen (19), township thirteen (13) north, range fifty-seven (57) east, and along the north line of sections twenty-five (25), twenty-six (26), twenty-seven (27), twenty-eight (28), twenty-nine (29), and thirty (30), township thirteen (13) north, range fifty-six (56) east." Page 27, line 133, strike out the words and figures "fifty-nine (59) east," and insert in lieu thereof the words and figures, "forty-nine (49) east."

Deer Lodge County.—Page 28, line 2, insert after the word "divide" at the end of line 2 the following words: "Which is approximately the quarter corner on the east boundary of section twenty-three (23), township five (5) north, range eight (8) west." Page 28, line 4, insert after the word "north," the words "which the southwest corner of section thirty-six (36), township five (5) north, range nine (9) west." Page 29, line 16, strike out the words "Rock Creek" where it occurs in said line and insert in lieu thereof the words "Pintler Creek." Page 29, line 17, strike out the word "northerly" and insert in lieu thereof the word "northeasterly."

Fergus County.—Page 33 line 49, insert after the words "thence north" the following words: "To the northeast corner of township eighteen (18) north, range twelve (12) east; thence west to the northwest corner of township eighteen (18) north, range eleven (11) east; thence north to the northwest corner of township eighteen (18); in township nineteen (19) north, range eleven (11) east; thence east".

Golden Valley County.—Page 42 line 4, strike out the word "northwest" and insert in lieu thereof the word "northeast".

Granite County.—Page 44 line 8, insert after the words "center of" the words "old original". Insert after the word "river", the words "as the same existed at the creation of Granite County". Page 44 line 9, insert after the words "center of the" the words "old original".

Judith Basin County.—Pages 47 and 48 line 8, strike out after the words "twelve (12) east", line 8 page 47, all of the balance of lines 8, 9, 10, 11, 12, 13, 14, and line 15 to and including the words "section eighteen (18)", and insert in lieu thereof the following words: "Thence north to the northeast corner of township eighteen (18), north range twelve (12) east; thence west to the northwest corner of township eighteen (18) north, range eleven (11) east; thence north to the southeast corner of section twelve (12) in township nineteen (19) north, range ten (10) east";

Lewis and Clark County.—Page 51 line 26, strike out the words "thence along the said Divide".

Madison County.—Page 54 line 1, strike out all of line 1 and line 2 and the word "west" on line 3 and insert in lieu thereof the following: "Beginning at the southeast corner of section sixteen (16) township five (5) south, range seven (7) west". Page 56 line 39, strike out the word "west" and insert in lieu thereof the word "east". Page 57 line 72, strike out the word "east" and insert in lieu thereof the word "west". Page 57 line 73, strike out the word "east" and insert in lieu thereof the word "west". Also strike out the words "Beaverhead River" and insert in lieu thereof the words "the southeast corner of section sixteen (16) township five (5) south, range seven (7) west."

McCone County.—Page 59 line 41, insert after the words "center of the" the word "present".

Meagher County.—Page 59 line 11, change the word "sections" to "section", lines 21 and 23, strike out all of line 21 after the words "township fourteen (14) north", and strike out all of lines 22 and 23.

Mineral County.—Page 62 line 47, change the word "southwest" to read "southeast". Page 62 line 49, change the words "thence running south" to read "thence running south along".

Missoula County.—Page 63 line 9, amend by adding after the word "With" the words "observing the offsets and corrections thereto". Page 63 by striking out everything after the word "intersects" in line 12 down to and including the word "northeast" at the end of line 14 and insert in lieu thereof the following: "the east line of township eighteen (18) north, range twenty-six (26) west; thence south to the northwest corner of township seventeen (17) north, range twenty-five (25) west; thence east to the northeast". Page 65 line 63, strike out all of line 63 and insert in lieu thereof the following: "of the old original channel of said river as the same existed at the time of the creation of Missoula County, to an intersection with a line projected due north from the".

Musselshell County.—Page 67 line 34, change the word "southeast" to read "southwest". Change the words and figures "twenty-five (25)" to the words and figures "thirty (30)". Page 67 line 35, change the words and figures "twenty-six (26) east", to read "twenty-seven (27) east".

Park County.—Page 69 line 22, insert after the word "east" at the end of the line the following words: "thence south along the range line between ranges seven (7) and eight (8) east to the southeast corner of township one (1) north, range seven (7) east".

Powder River County.—Page 74 line 3, change the words "due north" to read "due south".

Powell County.—Page 75 line 11, change the word "section" to read "sections". Page 76 line 37, change the word "east" to read "west".

Roosevelt County.—Page 81 line 14, insert after the word "the" at the beginning of the line the words "present main". Page 81 line 14, insert after the words "Missouri river" the following words: "so as to include all that portion of sections one (1), two (2), six (6), seven (7), eleven (11), twelve (12), and thirteen (13), in township twenty-seven (27), north, range forty-nine (49) east, which lies north of the present main channel of the Missouri river". Page 81 line 16, strike out the words "the county seat is Mondak" and insert in lieu thereof the words "temporary county seat is Poplar".

Stillwater County.—Page 90 line 23, change the word "to" to read "along". Page 90 line 25, insert after the words and figures "four (4)" the words "north, range, twenty-two (22) east".

Sweet Grass County.—Page 94 line 1, change the word "southeast" to read "southwest". Page 95 line 15, insert after the words "twelve (12) east" to the beginning of the line the words "observing the offsets and corrections". Page 95 line 191, strike out the words "southeast corner of section thirty-three (33) township five (5) north, range seventeen (17) east", and insert in lieu thereof the words "northeast corner" of section four (4), township four (4) north, range seventeen (17) east".

Treasure County.—Page 99 line 15, insert after the words "section six (6)" the words "township six (6)". Page 100 line 50, insert after the word "thir-

ee", at the end of the line the words "township seven (7) north, range thirty-ree (33)".

Wheatland County.—Page 103 line 7, strike out the word "southeast" and insert in lieu thereof the word "southwest". Page 103 line 8, strike out the words and figures "eleven (11)" and insert in lieu thereof the words and figures "twelve (12)".

Wibaux County.—Pages 107 and 108, strike out everything after the words "section twenty-two (22)" in line 93 of page 107 down to and including the word "east" in line 103 of page 108 and insert in lieu thereof the following: "thence west along the south line of sections twenty-one (21), twenty (20) and sixteen (19), township thirteen (13) north, range fifty-seven (57) east, and along the north line of sections twenty-five (25) and twenty-six (26), township thirteen (13) north, range fifty-six (56) east, to the northwest corner of section twenty-six (26), township thirteen (13) north, range fifty-six (56) east; thence north two miles along the west line of sections twenty-six (26), and thirty-five (35) to the southwest corner of said section thirty-five (35), township thirteen (13) north, range fifty-six (56) east".

Yellowstone County.—Page 109 line 13, strike out the word "southwest" and insert in lieu thereof the word "southeast". Page 112 line 75, strike out after the words "Second Standard Parallel north to the" the words "line between ranges thirty-one (31) and thirty-two (32) east; thence south along said line to the southeast corner of township eight (8) north, range thirty-one (31) east", insert in lieu thereof the following words: "southeast corner of lot four (4) section five (5); thence north to the northeast corner of lot one (1) in section five (5); thence west to the northwest corner of section six (6); township eight (8) north, range thirty-two (32) east; thence south on the line between ranges thirty-one (31) and thirty-two (32) east to the southwest corner of section thirty-one (31), township eight (8) north, range thirty-two (32) east", and recommend that bill pass as amended.

The above reports were adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Speaker:

February 18, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second time and referred to Committees designated:

Senate Bill No. 280, by Clark, A Bill for an Act entitled: "An Act to amend Section 4076 and Section 4083 of the Revised Codes of the State of Montana of 1907, and Chapter 120 of the Fifteenth Legislative Assembly of the State of Montana, relating to the incorporation and operation of mutual hail insurance companies." Referred to Committee on Agriculture.

Senate Bill No. 281, by Dearborn, A Bill for an Act entitled: "An Act to provide for the investment by the State Board of Examiners, State of Montana, of not to exceed \$35,000.00, of the funds available or becoming available in the State Capitol Public Land Grant Fund on Lands adjacent to the State Capitol Building Grounds of the State of Montana." Referred to Committee on Finance and Claims.

Senate Bill No. 282, by Church, A Bill for an Act entitled: "An Act creating a claims department of justice's court, defining their jurisdiction and promulgating a procedure and practice therefor." Referred to Committee on Printing, and referred to Judiciary Committee.

Senate Bill No. 283, by Booth, A Bill for an Act entitled: "An Act authorizing and directing the borrowing of two million dollars by the State of Montana for the purpose of paying outstanding claims and accruing claims, charges and appropriations against the General Fund of the State of Montana, making provisions as to the terms and conditions thereof, and directing the disposition of the proceeds thereof; providing for the repayment of the same and the interest thereon and creating, for the purpose of such repayment from the moneys accruing from taxes levied for general state purposes for the years 1921 and 1922, a special fund to be known as the 'Treasury Note Redemption Fund' and making appropriation for such repayment; authorizing and directing the issuance of

a series of treasury notes for said loan, fixing the form thereof, making an appropriation for the payment of all expenses incident to negotiation of said loan and the issuance of said notes; repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency." Referred to Committee on Judiciary.

Senate Bill No. 284, by Larson, A Bill for an Act entitled: "An Act regulating the time and manner of payment of State Warrants and amending Section 184 of the Revised Codes of Montana of 1907." Referred to Committee on Judiciary.

Senate Bill No. 285, by Larson, A Bill for an Act entitled: "An Act regulating the time and manner of payment of County Warrants and amending Section 2949 of the Revised Codes of Montana of 1907." Referred to Committee on Judiciary.

Senate Bill No. 286, by Donlan, A Bill for an Act entitled: "An Act fixing the amount of official bonds of State and County Officers." Referred to Committee on Judiciary.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 18, 1921.

I am directed by the Senate to inform your Honorable Body that a communication was received from the Governor advising that he had approved Senate Bill No. 147.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 18, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second time and referred to the Committees designated:

Senate Bill No. 278, by Esp, A Bill for an Act entitled: "An Act establishing and defining the boundary line between Sweet Grass County and Golden Valley County, State of Montana. Referred to Committee on Counties and Towns.

Senate Bill No. 279, by Hazelbaker, A Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 20, Article 7 of the Constitution of the State of Montana, providing that the Governor, Secretary of State and Attorney General shall constitute a State Board of Examiners until other provisions shall have been made by law and prescribing the powers and duties of said State Board of Examiners." Referred to Committee on Constitutional Amendments.

Substitute for Senate Bill No. 207, by Cone, A Bill for an Act entitled: "An Act to amend Sub-division 4 of Section 512 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 15 of Chapter 96 of the Session Laws of the Sixteenth Legislative Assembly of Montana, of 1919, relating to the reports of clerks of school districts and high schools."

Senate Joint Memorial No. 4, by Mains, relating to the regulation of immigration. Referred to Committee on Federal Relations.

House Bill No. 6, by Bergeson, "An Act to amend Sub-division 5 of Section 1, of Chapter 48 Session Laws of the Sixteenth Legislative Assembly of the State of Montana, entitled: 'An Act prescribing the powers and duties of the State Board of Equalization, and repealing Sections 2584 and 2592 inclusive, of the Revised Codes of Montana of 1907.'" Referred to Committee on Taxation.

House Bill No. 186, by Committee on Appropriations, "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana State Prison for the year ending February 28, 1921." Referred to Committee on Finance and Claims.

House Bill No. 207, by Rixon, "An Act to amend Section 27 of Chapter 89 Acts of the Thirteenth Legislative Assembly relating to the collection of Special Assessments and Taxes for special improvements within incorporated cities and towns." Referred to Committee on Taxation.

House Bill No. 227, by Committee on Livestock and Public Ranges, "An Act to define the term 'Estray', and to provide penalties for the taking up, using or disposing of Estrays." Referred to Committee on Stockraising.

House Bill No. 230, by Committee on Livestock and Public Ranges, "An Act to define the duties of persons slaughtering cattle and to repeal Chapter 206 of the laws of Montana of the Sixteenth Legislative Assembly of 1919, and to provide penalties for the violation of this Act." Referred to Committee on Ckgrwing and Grazing.

House Joint Memorial No. 10, by Committee on Federal Relations, "A memorial to the Congress of the United States to urge that Congress take immediate action for furnishing the means whereby the farmers in this section may be provided with Federal Aid to the end that they may receive sufficient seed feed to plant a normal acreage for the season of 1921." Referred to Committee on Federal Relations.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Speaker:

February 18, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File respectfully report as follows:

Senate Bill No. 79 and recommend that same be not considered until Monday.

Senate Bill No. 80 and recommend that same be not considered until Monday.

Senate Bill No. 139 and recommend that same do pass.

Senate Bill No. 186 and recommend that same do pass.

Substitute for Senate Bill No. 198 and recommend that same be placed General File for consideration tomorrow.

Senate Bill No. 203 and recommend that same be amended as follows:

Amend title by striking out in line 3 of the printed bill the word "And" and inserting in lieu thereof the word "or". Amend the title by inserting in line 4 of the printed bill after the word "officers" the words "or principals of schools or school teachers for or". Amend Section 1 by inserting after the word "teacher" in line one the words "or principal of any school or school teacher". Amend Section 1 by striking out in line 4 the words "said officer" and inserting in lieu thereof the words "such person", and as amended recommend that same do pass.

Senate Bill No. 214 and recommend that same be amended as follows:

Amend Section 3, line 4 by striking out after the word conserved, "and that purpose may turn". In line 5, strike out the words "the water so conserved". Amend Section 5, by adding thereto Section 5 (a) to read as follows: "Section 5 (a). The kind and character of ownership acquired under the provisions of this Act shall be a right only to the beneficial use of so much water as is actually conserved and saved from loss and it is not the purpose or intention, nor shall it be held to be the effect of this Act to deprive any person who has heretofore appropriated or who may hereafter appropriate water, from enjoying the beneficial use of the natural flow of any stream or other source of appropriation. Nor shall this Act be effective to provide a right to the water so conserved for remote or speculative purposes but only for present seasonal use," and as amended that same do pass.

Senate Bill No. 126 and recommend that same be amended as follows:

Amend by striking out the words "State Auditor" wherever they appear in Senate Bill No. 126, and inserting in lieu thereof the words "Secretary of State", and as amended recommend that same do pass.

Senate Bill No. 229 and recommend that same do pass.

Senate Bill No. 230 and recommend that same do pass.

The above report was adopted.

LOWE, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

February 18, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Finance and Claims reported House Bill No. 185, "An Act appropriating money for the payment of deficiency claims arising out of the

operation of Montana State Hospital the year ending February 28th, 1921 recommend that same be concurred in.

Also House Bill No. 94, "An Act creating the university maintenance fund prescribing what moneys shall be paid in said fund and directing segregation of the proceeds of the one and one-half mill tax levy prescribed for by initiative measure No. 18", recommend that the same be not concurred in.

Committee on Insurance reported Senate Bill No. 195, by Kinney, "An Act to amend Section 5647 of the Revised Codes of Montana of 1907, defining the measure of indemnity and liability of insurance companies upon policies of life health or freedom from accident," recommend that same do not pass.

Committee on Printing reported Senate Bills Nos. 104, 257, 276, 218, 219, and S. J. M. No. 3, and Senate Bill No. 191 correctly printed.

Committee on Banks and Banking reported Senate Bill No. 208, by Greening, "An Act to authorize State Banks in Montana to accept drafts and deposits in acceptances," recommend that same do pass.

The above reports were adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 18, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File respectful report as follows:

Substitute H. B. No. 75 and recommend that same be amended as follows:

Amend Section 3 by striking out in line 10 the words "or suspected" and as amended recommend that same be concurred in.

H. B. No. 155 and recommend that same be not concurred in.

S. B. No. 233 and recommend that same be amended by striking out all Section 3, and as amended recommend that same do pass.

S. B. No. 225 and recommend that same be amended as follows: Amend Section 1 by adding after the word "decide" line 5 the words "and upon the presentation of a petition in the manner provided by law". Amend Section line 19 by adding after the word "aforesaid" the words "after the presentation of a petition in the manner provided by law". Amend Section 1 by striking out in line 7 the word "electors" and inserting in lieu thereof the word "taxpayers", and as amended recommend that same do pass.

Substitute S. B. No. 235 and recommend that same be placed on General File for tomorrow.

S. B. No. 241 and recommend that same be placed on General File for tomorrow.

S. B. No. 246 and recommend that same do pass.

S. B. No. 252 and recommend that same do not pass.

S. B. No. 258 and recommend that same do pass.

S. B. No. 276 and recommend that same do pass.

S. B. No. 218 and recommend that same do pass.

S. B. No. 228 and recommend that same do pass.

S. B. No. 191 and recommend that same be placed on General File tomorrow.

S. J. M. No. 3 and recommend that same be amended as follows: Amend by inserting in line 4, of the printed bill, after the word "by" the words "of valiant soldiers under command of" and as amended recommend that same do pass.

Senate substitute for H. B. No. 103 and recommend that same do pass.

GRIFFIN Chairman.

The above report was adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

February 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Judicial Districts reported Senate Bill No. 189, by Dearborn, "An Act to create the Twenty-first Judicial District of the State of Montana."

composed of the counties of Musselshell and Golden Valley, to change the boundaries of the Fifteenth Judicial District to conform thereto and to provide the appointment, powers, duties, compensation and term of the judge of said twenty-first Judicial District," and recommend that same be printed.

Committee on Printing reported Senate Bills No. 174, 190, 259, 262, 213, substitute for H. B. No. 13 correctly printed.

Committee on Roads and Highways reported Senate Bill No. 242, by Gibson, an Act regulating the speed of motor vehicles on the highways of the State; amending and specifying the rules of the road and the manner of using same anywhere within the State of Montana; and repealing all Acts and parts of Acts in conflict herewith," recommend that same do pass.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 18, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that at 5:45 P. M. the Senate adjourned to meet Saturday, February 19, 1921, at 10 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 18, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and passed, title agreed to and the same are herewith transmitted to the House for concurrence.

Senate Bills No. 126 substituted for S. B. No. 130, S. B. No. 141, 169, 186, 203, 214, 225, 229, 230, 223.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 18, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that House Bills No. 94 and 155 were recommended for non-concurrence which report was adopted, and the bills are herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 18, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 218, by Perrine, was recommended by the Judiciary Committee for non-concurrence which report was adopted and the Bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following Communications were received and read in the House:

WESTERN UNION TELEGRAM.

Red Lodge, Montana, February 18, 1921.

C. Dillavou, House of Representatives, Helena, Montana.

The several district conventions of the Montana Federation of Womans' Clubs that met in the fall passed resolutions endorsing the work of the clinic for blind crippled children and pledging their support to a bill providing for the proper care for these children, we want this Legislature to provide funds for proper treatment and care for all indigent crippled children in the state.

MRS. S. M. SOUDERS Acting President,
Montana Federation of Womans' Clubs.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Bills No. 324, 303, 143, 310, 276, 331, 302, S. H. B. No. 113, 288, 105, 311, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Insurance, having had under consideration H. B. No. 82, introduced by Faust, a Bill for an Act entitled: "An Act relating to the creation and organization of Mutual Insurance companies, other than life, regulating the business of such companies and providing the conditions upon which foreign mutual insurance companies, other than life, may do business in Montana, and further providing penalties for the violation of said act, amending sections 4046, 4049, 4067, and 4074, and repealing sections 4043, 4055, 4056, and 4057 of the Revised Codes of Montana of 1907, and chapter 135, of the Session Laws of the Sixteenth Legislative Assembly," respectfully report as follows: That H. B. No. 82 do not pass.

W. E. DOWLIN, Yellowstone, Chairman.

Dowlin, of Yellowstone, moved that report be adopted.

Upon a sub-motion by Faust, duly seconded and carried, H. B. No. 82 was placed on General Orders at head of list.

MOTIONS AND RESOLUTIONS.

Upon motion of Skulason, duly seconded and carried, the rule relating to admission of people to the floor of the House will be strictly enforced from this date.

On motion House reverted back to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 355, entitled: "An Act relating to the payment of License Fees to the State Treasurer under protest and fixing the time within which suit shall be commenced for the recovery of the same," respectfully report as follows: That H. B. No. 355 be amended as follows: After the word "unlawful" in line 4 insert the words "under protest." And when so amended the bill do pass.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 346, entitled: "An Act providing for the creation of Commissioner Districts within counties and the election of county commissioners from such districts of the several counties in the State of Montana, and repealing all acts and parts of acts in conflict with the provisions of this Act," respectfully report as follows: That H. B. No. 346 be amended as follows:

Strike out the words in section 4 as follows: "Provided, however, that the boundaries of no commissioner district who has been elected, and whose term of office has not expired." And when so amended the bill do pass.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 363, entitled: "An Act to amend Section 1 of Chapter 71 of the Session Law of the Fifteenth Legislative Assembly of the State of Montana entitled: 'An Act to provide for the letting of contracts for public printing, fixing the price therefor, providing a penalty for violation of this Act and to repeal section 80

of the Revised Codes of the State of Montana of 1907," respectfully report as follows: That H. B. No. 363 do not pass.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 352, entitled: "An Act to repeal chapter 96 of the Laws of the Eleventh Legislative Assembly of the State of Montana, and to punish the making or use of false statements to obtain credit," respectfully report as follows: That H. B. No. 352 do not pass.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 354, entitled: "An Act suspending the operation of chapter 124 of the Laws of the Fifteenth Legislative Assembly of 1917, entitled: 'An Act providing for the safe investment of the State permanent common school funds, and all other permanent State Educational, Charitable, and Penal Institution funds in the securities herein designated; for the prompt collection of interest thereon; providing a method of procedure in making said investments, and repealing all Laws and parts of Laws in conflict herewith,' and all Acts and parts of Acts amendatory thereof," respectfully report as follows: That H. B. No. 354 do pass.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 351, entitled: "An Act to amend section 7301 of the Revised Codes of 1907 of Montana, relating to the satisfaction of liens, by providing that indemnity bond may be given to secure release of record," respectfully report as follows: That H. B. No. 351 be amended as follows: Amend by striking out the word "by" in line 3 of the title and inserting in lieu thereof the word "and". Strike out the word "lien" in line 31 of section 1 and insert in lieu thereof the word "foreclosure." And when so amended the bill do pass.

O'HARA, Chairman.

Report adopted.

On motion by MacDonald of Flathead, duly seconded and carried, H. B. No. 281, was taken from Third Reading and referred to Committee on Highways.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE.

The following message was received, read and concurred in by the House:

Mr. Speaker:

I am directed by the Senate to transmit and herewith hand to you for introduction in the House, Senate Bill No. 243, the same being a revenue measure which should be introduced in the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Pursuant to the above message, S. B. No. 243 was referred to Committee on Revenue and Taxation.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following Bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 366, by Committee on Revenue and Taxation. A Bill for an Act entitled: "An Act to amend section 1 of chapter 51 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, providing for the classification of taxable property in this State for the purpose of taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereon." Referred to Committee on Revenue and Taxation.

THIRD READING OF HOUSE BILLS.

Senate amendments to H. B. No. 140, by Judiciary Committee, having been read three several times, title and history agreed to, were concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Buell, Cady, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Gillette, Goodland, Green (Flathead), Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Larson, McQuarrie, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Worden. Total, 75.

Noes: None.

Absent and not voting: Beley, Berglin, Black, Blomquist, Brooks, Brown (Mineral), Carlson, Cavanaugh, Charters, Conser, Crumbaker, Dowlin (Rosebud), Faust, Geis, Goodman, Green (Dawson), Hanson, Haskell, Johnson (Deer Lodge), Jones, Lakin, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Penewell, Ray, Rhoads, Scharnikow, Sickler, Mr. Speaker. Total, 33.

H. B. No. 229, by Committee on Livestock and Public Ranges, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Cady, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gillette, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), Northey, Ogden, O'Hara, Peden, Perrine, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Worden. Total, 81.

Noes: None.

Absent and not voting: Anderson, Beley, Berglin, Brooks, Brown (Mineral), Buell, Carlson, Cavanaugh, Charters, Crumbaker, Dowlin (Rosebud), Geis, Goodman, Haskell, Jones, King, Lakin, MacDonald (Flathead), McQuarrie, Parsons, Phelps, Penewell, Ray, Sales, Scharnikow, Sickler, Mr. Speaker. Total, 27.

H. J. Mem. No. 9, by Gillette, was passed with an aye and no vote.

Senate amendments to Sub. for H. B. No. 50, by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was concurred by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Buell, Cady, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Roberts, Rouleau, Sandy, Scofield, Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Worden. Total, 84.

Noes: None.

Absent and not voting: Berglin, Blomquist, Bohling, Brooks, Brown (Mineral), Carlson, Cavanaugh, Charters, Cooney, Crumbaker, Dowlin (Rosebud), Dunbar, Haskell, Jones, Lakin, MacDonald (Flathead), Penewell, Rixon, Rodgers, Sales, Scharnikow, Shoemaker (Lewis and Clark), Sickler, Mr. Speaker. Total, 24.

H. B. No. 280, by McDonald, of Silver Bow, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Brasier, Brown (Lewis and Clark), Buell, Chatfield, Cooney, Covell, Daily, Dowlin (Yellowstone), Dunn, English, Fairgrieve, Felton, Geis, Goodland, Goodman, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Larson, McDonald (Silver Bow), McQuarrie, O'Hara, Perrine, Reeves, Reid, Rhoads, Rickard, Riggs, Roberts, Rouleau, Sales, Shoemaker (Lewis and Clark), Silver, Snell, Stevens, Treloar, Troy, Wade, Williams, Wallace. Total, 54.

Noes: Allen, Bohling, Boorman, Brockway, Carlson, Conser, Crumbaker, Dillavou, Dodds, Dunbar, Gillette, Green (Dawson), Green (Flathead), Northey, Ogden, Parsons, Peden, Phelps, Provinse, Ray, Rixon, Rodgers, Sandy, Scofield, Shoemaker (Yellowstone), Smith, Skulason, Spencer, Spratt, Stoner, Swift, Warren, Wilcomb, Worden. Total 41.

Absent and not voting: Brooks, Brown (Mineral), Cady, Cavanaugh, Charters, Dowlin (Rosebud), Faust, Haskell, Lakin, Penewell, Scharnikow, Sickler, Mr. Speaker. Total 13.

H. B. No. 159, by Wallace, having been read three several times, title and story agreed to, failed of passage by the following vote:

Ayes: Arnold, Bell, Brown (Mineral), Carlson, Crumbaker, Daily, Dunbar, Goodman, Green (Dawson), Hathaway, Haynes, Johnson (Silver Bow), Kemp, McDonald (Flathead), McQuarrie, Parsons, Peden, Phelps, Ray, Reeves, Rickard, Sales, Scharnikow, Silver, Skulason, Snell, Stoner, Wallace, Worden. Total

Noes: Allen, Anderson, Beley, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis & Clark), Buell, Carlson, Chatfield, Conser, Cooney, Covell, Dillavou, Dodds, Dowlin (Yellowstone), Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Green (Flathead), Gullidge, Johnson, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kenyon, Lundsvig, Larson, McDonald (Silver Bow), Northey, Ogden, Perrine, Provinse, Reid, Rhoads, Riggs, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Smith, Spencer, Spratt, Stevens, Swift, Treloar, Troy, Wade, Wilcomb, Williams. Total 65.

Paired: Rixon and Haskell.

Paired: Warren and O'Hara.

Absent and not voting: Cady, Cavanaugh, Charters, Dowlin (Rosebud), Faust, King, Lakin, Penewell, Sickler, Mr. Speaker. Total 10.

Upon motion of Dillavou, House now resolved itself into a Committee of the whole for consideration of General Orders, all bills to be read by title and second number only and open to amendment, debate to be limited to three minutes any one member on any one bill.

GENERAL ORDERS.

Phelps in chair.

House resumed.

Speaker pro tem in chair.

The Committee of the Whole reported as follows:

Speaker:

We, your Committee of the Whole, having had under consideration Business General Orders, respectfully report as follows:

That H. B. No. 144 do pass,

H. B. No. 82 have the enacting clause stricken therefrom.

H. B. No. 268 do pass with the following amendment:

Amend by inserting after the title the words: "Be it enacted by the Legislative Assembly of the State of Montana."

H. B. No. 220 do pass.

H. B. No. 299 do pass.

H. B. No. 156 do pass.

H. B. No. 289 do pass.

H. B. No. 293 do pass with the following amendment:

In Section 1 insert after the word "commissioner" in line 6 the words "provided; that nothing herein contained shall be construed as affecting the term of office of any county auditor heretofore elected and holding office by virtue of such election."

In Section 1, by striking out in line 4 the word "and" and inserting in lieu thereof at the end of line 4 after the word "second" the words "third and fourth."

That further action be indefinitely postponed on H. B. No. 97.

H. B. No. 104 do pass with the following amendment:

Inserting in line 6 thereof after the word "any" and before the word "other" the words "city of any."

PHELPS, Chairman.

Phelps moved that the report be adopted.

As a substitute motion, Blomquist moved that H. B. No. 144 be segregated from report of the Committee of the Whole and the remainder of the report be adopted. Seconded and carried.

Upon motion of Warren, duly seconded and carried, H. B. No. 49 was made special order of business for Monday at 2:00 o'clock.

On motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred H. B. Nos. 28, 286, 262, 291, 282, beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Bills Nos. 266, 312, H. J. M. No. 14, 313, 162, 318, 205, 295, 329, 306, 322, 334, 330, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Public Morals, Charities and Reforms, having had under consideration H. B. No. 249, a Bill for an Act entitled: "An Act amending Section fourteen (14), twenty-two (22) and twenty-six (26) of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, entitled: "An Act providing for a Juvenile Court and procedure providing for the appointment of probation officers, outlining their duties and specifying their compensation defining Juvenile delinquent persons and a delinquent child, providing a lawful method of procedure against juvenile delinquents, their parents and guardians specifying places for their temporary and permanent detention and the compensation for their care, providing for time and place of trial, providing method and means to carry the provisions of this Act into effect, repealing Sections 9423 and 9439 inclusive of the Revised Codes of the State of Montana," respectfully report as follows:

That Substitute H. B. No. 249, entitled: "An Act amending Section 14 Chapter 122 of the Twelfth Legislative Assembly of the State of Montana, amended by Chapter 52 of the Fourteenth Legislative Assembly of the State of Montana, as amended by Chapter 202 of the Sixteenth Legislative Assembly of the State of Montana and Section 22 and 25 of Chapter 122 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, relating to Juvenile Delinquents and to Court procedure," do pass.

Report adopted.

HATHAWAY, Chairman.

Mr. Speaker:

We, your Committee on Livestock and Public Ranges, having had under consideration S. B. No. 206 entitled: "An Act to provide that the livestock commission shall constitute the livestock sanitary board, to define the powers and duties of the Livestock Sanitary Board, and to repeal Sections 1512 to 1515 (both inclusive) and Sections 1836 and 1853 (both inclusive) of the Revised Codes of Montana 1907, to repeal Chapter 157 of the Laws of Montana, F

enth Session of 1917, and to repeal Chapters 132 and 199, each respectively, of the Laws of Montana, Sixteenth Session of 1919," respectfully report as follows:

That S. B. No. 206 be concurred in.

Report adopted.

FELTON, Chairman.

r. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 120, being "An Act to amend Sections 2692 and 2714 of the Revised Codes of Montana, and providing a poll tax on males not the heads of families to be paid into the widows' pension fund," respectfully report that H. B. No. 120 do pass.

Report adopted.

COONEY, Chairman.

r. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 226, being a Bill for an Act entitled: "An Act providing for a poll tax upon the inhabitants of the State for the support and maintenance of the State Government and for the widows' pension fund and the poor fund of the counties of this state," respectfully report as follows: That H. B. No. 226 do not pass.

Report adopted.

COONEY, Chairman.

r. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 153, being: "An Act providing a method of ascertaining the net proceeds derived from oil and gas wells, and the assessment of such net proceeds; prescribing the duties and powers of the State Treasurer, County Treasurer and the County Assessor therein and prescribing penalties for the violation of any provision of said Act," respectfully report as follows: That H. B. No. 153 do not pass.

Report adopted.

COONEY, Chairman.

r. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 366, being: "An Act to amend Section 1 of Chapter 51 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, providing for the classification of taxable property in this State for the purpose of taxation, and providing the percentage of the true and full value of each class, which shall be taken and used as the basis for the imposition of the tax thereon," respectfully report as follows: That H. B. No. 366 do pass.

Report adopted.

COONEY, Chairman.

r. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 115, being a Bill for an Act entitled:

"An Act requiring every person, firm, co-partnership, association, joint-stock company, syndicate and corporation engaged in or carrying on the business of producing within this State petroleum or other mineral or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this state any well or wells from which petroleum or other mineral or crude oil is produced, to pay to the State Treasurer for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act," respectfully report as follows:

That House Bill No. 115 be amended as follows:

1. In Section 2, lines 12 and 14 (lines 8 and 9 printed bill) strike out the words: "In an amount equal to three percentum (3%) of the total gross value of all petroleum and other mineral or crude oil produced by such person within this State," and insert in lieu thereof the following: "In this State."

2. Add to Section 2 the following: "Every person engaging in or carrying on the business of producing within this State, petroleum or other mineral or crude oil, or engaging in or carrying on the business of owning, controlling, managing, leasing or operating, within this state, any well or wells from which petroleum or other mineral or crude oil is produced or extracted, when such petroleum, mineral or crude oil is extracted or produced from, or said well or wells are

situated upon, any public land or lands of the United States, under or by virtue of the provisions of the Act of Congress entitled: "An Act to promote the mining of coal, phosphate, oil, oil shale, gas or sodium or the public domain," approved February 25, 1920, requiring the payment of a royalty or rental to the United States, or when such petroleum, mineral or crude oil is extracted or produced from, or said well or wells are situated upon any land or lands granted by the United States to the State of Montana for any purpose, under any permit or lease issued by the State of Montana for such purpose, requiring the payment of a royalty or rental to the State of Montana, shall pay a license fee in an amount equal to one per centum (1%) of the total gross value of all petroleum and mineral and crude oil produced or extracted by such person from such lands during such year; and every person engaging in or carrying on the business, in this State, of producing petroleum or other mineral or crude oil, or engaging in or carrying on the business of owning, controlling, managing, leasing or operating, within this State, any well or wells from which petroleum or mineral or crude oil is produced, or extracted, when such petroleum, mineral or crude oil is produced or extracted from, or said well or wells are situated upon any land or lands in or to which neither the United States nor the State of Montana has any right, title, interest or reservation of any kind and from which neither the United States nor the State of Montana receives any royalty or rental of any kind, shall pay a license fee in an amount equal to three per centum (3%) of the total gross value of all petroleum, mineral and crude oil produced by such person from such lands within this State during each year.

3. Add to Section 4 the following: "Provided, however, that in computing the total number of barrels of petroleum and other mineral and crude oil produced there shall be deducted therefrom so much thereof as is used by such person in connection with the operation of the well from which said oil is produced, or for pumping said petroleum, mineral and crude oil from the said well to a tank or pipe line."

4. Amend Section 5 by striking out in line 6 (lines 4 and 5 printed bill) the words "Montana Tax Commission" and insert in lieu thereof the words "State Board of Equalization or Montana Tax Commission, should such commission be created by this Legislative Assembly."

5. Wherever the words "Montana Tax Commission" or "Commission" are used in said bill strike the same out and insert in lieu thereof the following "State Board of Equalization or Montana Tax Commission, if one is created."

6. Amend Section 9 by inserting after the words "State Board of Equalization," in lines 16 and 17 (line 12 printed bill), the words, "or Montana Tax Commission if one is created."

And your Committee further recommends that said bill, as so amended do pass.

COONEY, Chairman

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 367, by King and Silver: A Bill for an Act entitled: "An Act to provide for the letting of contracts for Public Printing and Supplies, and repealing the provisions of chapter 71 of the Laws of the Fifteenth Regular Session of the State of Montana insofar as they conflict and are inconsistent herewith, and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

H. B. No. 368, by Kenyon, a Bill for an Act entitled: "An Act to provide for the erection of a tablet in memory of the late Doctor McCray; and appropriating money therefor." Referred to Committee on Appropriations.

Upon motion of Skulason, duly seconded and carried, House now recessed until 2:30 o'clock P. M.

AFTERNOON SESSION.

House resumed.

Speaker Pro Tem in chair.

Upon motion of Riggs, duly seconded and carried, the report of the Judiciary Committee on House Bill 363 was reconsidered and the bill was ordered printed and placed on General Orders.

Speaker Pro Tem gave notice and signed in open session the following bills:

H. B. No. 39 by Committee on Appropriations.

H. B. No. 127 by Scharnikow.

H. B. No. 152 by Silver.

Sub. for H. J. Mem. No. 3, by Committee on Federal Relations.

H. Mem. No. 5, by Knudsvig, Phelps and Rickard.

H. B. No. 84 by Committee on Appropriations.

Upon motion by Silver, duly seconded and carried, the House reconsidered action taken on adverse report of Committee of the Whole on H. B. No. 193 and the Bill was placed at head of list on General Orders.

THIRD READING OF HOUSE BILLS.

A question of quorum arising, a call of the House was demanded and the following members found absent: Cavanaugh, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Haskell, Warren. Total, 6.

Upon motion the call of House was suspended.

Upon motion of Skulason, duly seconded and carried House now reverted to order of Business No. 8.

THIRD READING OF SENATE BILLS.

The Senate amendments to Sub. for H. B. No. 75, by Dillavou, having been read three several times, title and history agreed to, were concurred in by the following vote:

Ayes: Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Conser, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total, 71.

Noes: Anderson, Austin, Brown (Mineral), Carlson, Chatfield, Cooney, Covel, Dunn, English, Felton, Geis, Hunter, Johnson (Fergus), Johnson (Silver Bow), King, Lakin, O'Hara, Penewell, Rouleau, Scharnikow, Skulason, Smith, Spratt. Total, 24.

Absent and not voting: Allen, Beley, Brasier, Cavanaugh, Charters, Crumaker, Dowlin (Rosebud), Haskell, Johnson (Deer Lodge), Provinse, Rhoads, Warren, Mr. Speaker. Total, 13.

THIRD READING OF SENATE BILLS.

S. B. No. 156, by Fairs and Expositions, having been read three several times, title and history agreed to, failed of concurrence by the following vote:

Ayes: Arnold, Bell, Bergeson, Berglin, Brasier, Brooks, Brown (Lewis and Clark), Cady, Charters, Chatfield, Cooney, Daily, Dunbar, Dunn, English, Felton, Goodland, Goodman, Gullidge, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, King, Lakin, McDonald (Silver Bow), McQuarrie, Ogden, Penewell, Perrine, Phelps, Reeves, Reid, Rhoads, Rickard, Roberts, Rouleau, Shoemaker (Lewis and Clark), Sickler, Silver, Stevens, Treloar, Troy, Wallace, Wilcomb, Williams. Total, 47.

Paired: Scharnikow and Warren.

Noes: Allen, Anderson, Austin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Mineral), Buell, Carlson, Conser, Covel, Crumbaker, Dillavou, Dodds, Dowlin (Yellowstone), Fairgrieve, Faust, Geis, Gillette, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Johnson (Fergus), Johnson (Silver Bow), King, Lakin, McDonald (Silver Bow), McQuarrie, Ogden, Penewell, Perrine, Phelps, Reeves, Reid, Rhoads, Rickard, Roberts, Rouleau, Shoemaker (Lewis and Clark), Sickler, Silver, Stevens, Treloar, Troy, Wallace, Wilcomb, Williams. Total, 24.

gus), Kenyon, Knudsvig, Larson, MacDonald (Flathead), Northey, O'Hara, P. sons, Peden, Provinse, Ray, Riggs, Rixon, Rodgers, Sales, Sandy, Scofield, She maker (Yellowstone), Skulason, Smith, Snell, Spencer, Spratt, Stoner, Sw. Wade, Worden. Total, 54.

Absent and not voting: Beley, Cavanaugh, Dowlin (Rosebud), Haskell, Y. Speaker. Total, 5.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 3, introduced by Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims on account of funds becoming due during the year ending February 28, 1921," beg to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 148, entitled: "An Act to provide for the transfer to new counties of the records, maps, plats, and charts relating to land classification of old counties whose territory may be included in new counties, which records apply exclusively to territory included in such new counties, and making same the legal records of such new counties," respectfully report as follows: That H. B. No. 148 do pass and that substitute for H. B. No. 148, introduced by Hanson, entitled: "An Act to provide for the transfer to new counties of the records, maps, plats and charts relating to land classification of all counties whose territory may be included in such new counties, which records apply exclusively to territory included in such new counties, and making same the legal records of such new counties," be substituted for the original H. B. No. 148, and that said substitute bill do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 367 entitled: "An Act to provide for the letting of contracts for public printing and supplies, and repealing the provisions of Chapter 71 of the Laws of the Sixteenth Regular Session of the State of Montana, insofar as they conflict and are inconsistent herewith, and repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That H. B. No. 367 do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 356, introduced by Committee on Appropriations, a Bill for an Act entitled: "An Act to prevent the charging of the State of Montana prices in excess of the market price for property sold or services rendered, etc.," beg to report back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 353, a bill for an Act entitled: "An Act appropriating money for the purpose of paying counties the state's portion of taxes illegally or erroneously collected and refunded by such counties under the provisions of Section 2669 Revised Codes, 1907," beg to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Fish and Game, having had under consideration H. B. No. 361, by Felton, entitled: "An Act to repeal Chapter 142 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to

or offering for sale of certain game birds and animals, or parts thereof," respectfully report as follows: That H. B. No. 361 do not pass.

Report adopted.

BROOKS, Chairman.

Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 348, introduced by Black, a Bill for an Act entitled: "An Act to provide for the payment by the State of Montana of interest on bonds heretofore or hereafter to be issued by Irrigation Districts organized or to be organized under the Laws of the State of Montana, providing the mode of payment of interest and of payment to the State of all moneys so provided for the investigation of irrigation districts by a commission created by the Act and providing for the registration and endorsement of such bonds by the Secretary of State," respectfully report as follows: That H. B. No. 348 be re-referred to the Committee on Constitutional Amendments.

Report adopted.

FAUST, Chairman.

Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 151, introduced by Black, a Bill for an Act entitled: "An Act to authorize Irrigation districts to issue refunding warrants and provide for a special tax or assessment on lands in the districts," respectfully report as follows: That H. B. No. 151 recommend that same be amended by striking out in section 1, line 16, the word "seven" and insert in lieu thereof the word "six" and so amended that it do pass.

FAUST, Chairman.

Report adopted.

Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 360, introduced by Haskell, a Bill for an Act entitled: "An Act relating to the establishment of Irrigation Districts and validating and legalizing irrigation districts heretofore established under the laws of the State of Montana," respectfully report as follows: That H. B. No. 360 do not pass.

FAUST, Chairman.

Report adopted.

Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 333, introduced by Faust by request, a Bill for an Act entitled: "An Act relating to the establishment of Irrigation Districts and validating and legalizing Irrigation Districts heretofore established under the Laws of the State of Montana," respectfully report as follows: That H. B. No. 333 do pass.

FAUST, Chairman.

Report adopted.

Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 55, introduced by Black, a Bill for an Act entitled: "An Act to regulate the appropriation, diversion, storage, distribution, measurement, and use of public waters of the State and appropriating money for the purpose of carrying out the provisions of the Act," respectfully report as follows: That H. B. No. 55 do not pass.

FAUST, Chairman.

Report adopted.

Speaker:

We, your Committee on Ways and Means, having had under consideration H. B. No. 97, introduced by Haley, entitled: "An Act to create a State purchase department to define the authority, powers and duties thereof, to provide for the appointment of and to define the authority, powers and duties and to fix the compensation of the officers and employees thereof, and to repeal all acts or portions of acts in conflict with the provisions of this Act," respectfully report that

substitute for S. B. No. 97, introduced by Committee on Ways and Means, favorably reported for passage and referred to Committee on Appropriations.
BERGESON, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Education, having had under consideration H. B. No. 362, introduced by Scharnikow, entitled: "An Act to amend sub-division 3 of section 2104 of chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana as amended by chapter 17 of the Laws of the sixteenth Legislative Assembly, relating to the method of appointment of trustees of county high schools," respectfully report as follows: That H. B. No. 362 do pass.

GULLIDGE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Revenue and Taxation having had under consideration H. B. No. 11, being "An Act to amend Sections 3, 5, 6, 7, 8, 9, and 10 of Chapter 5, Session Laws Extraordinary Session of the 14th Legislative Assembly, entitled: 'An Act providing for the taxation of the property of freight line companies doing business in this State and repealing Chapter 2 Acts of the 15th Legislative Assembly of the State of Montana, being an act entitled: "An Act providing a method for the assessment and collection of a license fee on private car companies doing business in this State", respectively report that H. B. No. 11 be amended as follows:

In line 6 of Section 3, and wherever else in the bill the words "Montana Tax Commission", "Tax Commission" or "Commission" appear, strike out same and insert in lieu thereof the following: "State Board of Equalization, or Montana Tax Commission if such commission be created by this assembly". And so amended the Committee recommend that the bill be printed and placed in General Orders.

Report adopted.

COONEY, Chairman.

Mr. Speaker: We your Committee on Revenue and Taxation having had under consideration H. B. No. 7 being: "An Act to amend Sections 1, 2, 3, 4, 5, 6, 7, 8, and 9 of Chapter 49 Session Laws of the 16th Legislative Assembly entitled: "An Act relating to the Assessment and Taxation of Telephone, Telegraph, electric power and Transmission Lines, Canals, Ditches, Flumes and other property owned and operated in more than one county of the State and constituting a single and continuous property throughout more than one county", respectfully report that House Bill No. 7 be amended as follows:

1. Strike out Section 4, and in lieu thereof insert the following:

"Such other information regarding such property as may be required by the State Board of Equalization, or Tax Commission if one be created."

2. Amend Section 6 by adding after the words "State Board of Equalization" or "Montana Tax Commission", if such shall be created by the Assembly shall assess the same accordingly" in line 27 of the original typewritten bill the following:

"Provided, however, that the method herein provided for arriving at the valuing for taxation of the property and plant of each Telegraph, Telephone, Electric Power and Transmission Line, Canal, Ditch, Flume, and other properties to be assessed by the Montana Tax Commission, shall not apply to the property and plant of any Telegraph, Transmission Lines, shall not apply to the property and plant of any Telegraph, Telephone, Electric Power and Transmission Line, Canal, Ditch, Flume, or other properties to be assessed by the Montana Tax Commission, unless the same shall constitute a single and continuous property extending into and operated outside of and beyond the limits of the State of Montana".

3. In line 2 of Section 1, and wherever else in the bill the words "Montana Tax Commission" or "Commission" appear, strike out same and insert in lieu thereof the following: "State Board of Equalization, or Montana Tax Commission if such Commission be created by this Assembly". And the Committee recommends that the bill as so amended do pass.

Report adopted.

COONEY, Chairman.

r. Speaker: We, your Committee on Engrossment, to whom was referred is Nos. 222, 229, 289, 191, and 220, introduced by Riggs, beg leave to report back as correctly engrossed.

report adopted.

AUSTIN, Chairman.

r. Speaker: We, your Committee on Appropriations to whom was referred No. 307, introduced by W. E. Dowlin, by request, A Bill for an Act entitled: "Act appropriating money to reimburse James Hartley and Company for cost of Expenditures incurred on account of damage to Metallurgical Building of Mines during course of construction", beg to report the same back to House with the recommendation that it do not pass.

report adopted.

BUELL, Chairman.

r. Speaker: We, your Committee on Appropriations, to whom was referred No. 338, a Bill for an Act entitled: "An Act to authorize and direct the Board of Education to establish in connection with the Montana Agricultural Experimental Station an Agricultural Experimental Sub-station in East-Montana, and making an appropriation therefor" beg to report same back to House with the recommendation that it do pass.

report adopted.

BUELL, Chairman.

r. Speaker: We, your Committee on Appropriations, to whom was referred No. 160, introduced by Green of Flathead, a Bill for an Act entitled: "An Act appropriating money to pay the claim of the Kalispell Armory Association, Montana corporation, for an indebtedness incurred by Montana National Bank for rent of Armory Building", beg to report same back to the House with the recommendation that it do pass.

report adopted.

BUELL, Chairman.

r. Speaker: We, your Committee on Appropriations, to whom was referred No. 358, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of various State Departments for the year ending February 28, 1921," beg to report same back to the House with the recommendation that it do pass.

report adopted.

BUELL, Chairman.

r. Speaker: We, your Committee on Printing, to whom was referred Bill No. 108 beg leave to report that the same has this day been returned from the printer correctly printed.

report adopted.

BLOMQUIST, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were received, read first and second times, and referred to committees as follows:

Substitute for H. B. No. 249, by Committee on Public Morals, Charities & Hospitals, A Bill for an Act entitled: "An Act amending Section 14 of Chapter 12 of the Twelfth Legislative Assembly of the State of Montana, as amended after 52 of the Fourteenth Legislative Assembly of the State of Montana, amended by Chapter 202 of the Sixteenth Legislative Assembly of the State of Montana, and Sections 22 and 26 of Chapter 122, of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, relating to Juvenile Delinquents and to court procedure." Referred to Committee on Printing.

House Bill No. 369, by Committee on Ways and Means, A Bill for an Act entitled: "An Act to amend Section VI of Chapter 147, Acts of the Eleventh Legislative Assembly of the State of Montana relating to State Lands." Referred to Committee on State Lands.

House Bill No. 370, by Gullidge. A Bill for an Act entitled: "An Act relating to the licensing of various businesses, occupations and enterprises within the State of Montana and amending Sections 2758 and 2763 of the Revised Codes of Montana of 1907, and repealing Chapter 81 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913 and all Acts and parts of Acts in conflict herewith." Referred to Committee on Revenue and Taxation.

On motion of Dillavou the House resolved itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and number only, and open to amendment, except upon demand of any one

member that they be read at length, debate to be limited to ten minutes to each side and three minutes to any one person and no member allowed to speak twice on any one subject.

GENERAL ORDERS.

Cooney in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration, Business on General Orders, respectfully report as follows:

That H. B. No. 193 do pass.

Substitute H. B. No. 142 do pass.

H. B. No. 244 do pass.

Substitute H. J. M. No. 7 do pass.

H. B. No. 66 do pass.

H. B. No. 309 do pass.

Substitute H. B. No. 56 do pass with the following amendments: Amendment to Section IX of Substitute for House Bill No. 56. Amend Section IX, line 1, by striking out the words "its passage and approval" and substituting in lieu thereof the words "July 1st, 1921".

SHOEMAKER (Yellowstone), Chairman

Amendment to Substitute for H. B. No. 56. Amendment to Sub-section (e) of Section 1 of Substitute for House Bill No. 56. Amend Section 3(e), line 19, by striking out the words "not less than \$5.00 nor more than \$50.00" after the word "amount" and inserting in lieu thereof the words "of \$25.00".

SHOEMAKER (Yellowstone), Chairman

H. B. No. 141 do pass.

H. B. No. 47 do pass.

Substitute H. B. No. 17 do pass.

H. B. No. 310 do pass.

H. B. No. 296 do pass.

Substitute H. B. No. 113 do pass.

Substitute H. B. No. 179 do pass.

H. B. No. 303 do pass.

H. B. No. 143 do pass.

H. B. No. 288 do pass.

H. B. No. 311 have the enacting clause stricken therefrom.

H. B. No. 105 do pass.

H. B. No. 302 do pass.

H. B. No. 331 placed at foot of General Orders list.

H. B. No. 276 do pass as amended: Amend Section 1 by inserting in line 2 the figure "7-a" after the word "follows".

Amend Section 1 by adding in line 9 of printed bill, after the words "more efficient manner" the words "and at a less cost than under contract bids submitted."

Report adopted.

COONEY, Chairman

Upon motion by Reeves, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on State Institutions, Public Buildings and Grounds having had under consideration the Report of the Committee delegated by the House and Senate to investigate Ft. Assiniboine, said committee being composed of Larson of the Senate and Troy and Rhoads of the House, respectfully report and recommend as follows:

1. That further consideration of establishing a branch of the Insane Asylum at Ft. Assiniboine be dispensed with during this Session of Legislature.

2. That the Joint Committee recommend the Institution at Warm Springs be enlarged and improved to meet the required demands.

3. That a Committee consisting of two members from the House and one member from the Senate be appointed to investigate the growing demands for an Asylum and report to the Governor before the next regular Session of the Legislature.

Report adopted.

A. I. REEVES, Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred the Bills Nos. 323, 279, 328, 73, 292, 294, 317, 341, beg leave to report that same have this day been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Engrossment, to whom was referred the Bill No. 253, introduced by Committee on Appropriations beg leave to report same back as correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker: We, your Committee on State Institutions, Public Buildings Grounds having had under consideration H. B. No. 363, introduced by field, a Bill for an Act entitled: "An Act to provide for the issue and sale of the State Board of Examiners of Bonds, secured by the State Capitol Public Buildings Land Grant from the Federal Government to the State of Montana, for the purpose of acquiring additional lands for future use as State Capitol Grounds in the City of Helena, Montana", respectfully report as follows: That H. B. No. 365 do pass.

Report adopted.

A. I. REEVES, Chairman.

Mr. Speaker: We, your Committee on Military Affairs having had under consideration Senate Bill No. 177, entitled: "An Act relating to the employment of honorably discharged soldiers and sailors of the United States, and their wives, in the public departments and upon all public work of the State of Montana and of the counties thereof, and providing for the recording of certificate of honorable discharge of said soldiers", respectfully report as follows: That Senate Bill No. 177 be concurred in as amended.

Report adopted.

STEVENS, Vice Chairman.

Mr. Speaker: We, your Committee on State Institutions, Public Buildings Grounds, having had under consideration H. B. No. 337, introduced by field, A Bill for an Act entitled: "An Act to amend Section 12, Chapter of the Montana Session Laws of 1911; increasing the charge for the Maintenance of patients from five dollars per week to the actual cost of maintenance", respectfully report as follows: That H. B. No. 337 be amended by striking the words in the title "from five dollars per week to the actual cost of maintenance" and inserting in lieu thereof the words "not exceeding one (\$1.00) per day" and by adding after the word "exceeding" in line 17 the words "one (\$1.00) per day" and by striking out the words "the actual cost of maintenance" and in line 18 by striking out the words "per week", and as so amended recommend the bill for passage.

Report adopted.

A. I. REEVES, Chairman.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, House adjourned until 8 o'clock P. M.

EVENING SESSION.

House resumed at 8 o'clock P. M., pursuant to adjournment.

Speaker Pro Tem in chair.

Upon motion, House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

Upon motion by Gullidge, duly seconded and carried, H. B. No. 340 was referred to Committee on Education.

Upon motion by Dillavou, duly seconded and carried, H. B. No. 331 was taken from General Orders and referred to Joint Committee on Apportionment and Representation.

Upon motion by Dillavou, seconded and carried, House now resolved itself into a Committee of the Whole for the consideration of General Orders, all bills to be read by title and section number only, and open to amendment, except upon demand of any one member that they be read at length, debate to be limited to ten minutes to each side and three minutes to any one person, on any one subject.

GENERAL ORDERS,

Dillavou in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Business on General Orders, respectfully report as follows:

That H. J. M. No. 7 be adopted.

H. B. No. 241 have the enacting clause stricken therefrom.

H. B. No. 260 do pass.

H. B. No. 252 do pass.

H. B. No. 162 do pass.

H. B. No. 312 have the enacting clause stricken therefrom.

H. B. No. 313 do pass, with the following amendment: Amend Section 1 by striking out in line 3d the word "Thirteen" and figures "13" and inserting in lieu thereof the word "fifteen" and figures "15".

H. B. No. 330 do pass.

H. J. M. No. 14 do pass.

H. B. No. 266 do pass.

H. B. No. 329 do pass.

H. B. No. 120 do pass.

H. B. No. 115 do pass.

H. B. No. 144 do pass with the following amendment: Amend Section 1 by adding thereto the following "Provided further that a discount of Two and one-half per cent shall be allowed upon the one-half of the taxes made payable on or before the 31st day of May of each year, if the whole amount of the taxes due are paid on or before the 30th day of November preceding."

H. B. No. 363 be referred to the Printing Committee.

H. B. No. 108 do pass.

H. B. No. 295 do pass.

H. B. No. 318 do pass with the following amendment: Amend by adding two Sections to read as follows:

"Section 4. All Acts and parts of Acts in conflict herewith are hereby repealed.

Section 5. This Act shall take effect and be in full force upon its passage and approval."

H. B. No. 306 do not pass.

H. B. No. 205 do pass.

H. B. No. 323 do pass.

H. B. No. 328 do pass.

H. B. No. 279 do pass.

H. B. No. 305 have the enacting clause stricken therefrom.

H. B. No. 294 do pass.

H. B. No. 292 have the enacting clause stricken therefrom.

H. B. No. 341 do pass.

H. B. No. 317 do pass.

H. B. No. 73 do pass.

Report adopted.

DILLAVOU, Chairman.

House resumed.

Speaker Pro Tem in chair.

The Speaker Pro Tem gave notice and signed in open session H. B. No. 37, Sub. H. B. No. 75, H. B. No. 190, H. B. No. 188 and H. B. No. 118. On motion House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

Upon motion by Rhoads, duly seconded and carried, H. B. No. 258 and 170 reported printed and placed on General Orders.

Upon motion by Brooks, duly seconded and carried, H. B. No. 76 was read from Judiciary Committee and placed on General Orders.

Upon motion by Dillavou, House resolved itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and section only, and open to amendment, unless on demand of some member of committee that they be read at length, debate limited to ten minutes to each side, minutes to one person, and no person being allowed to speak twice on the subject.

GENERAL ORDERS.

Green of Flathead in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration on General Orders, respectfully report as follows: That H. B. No. 58 do pass.

H. B. No. 170 do pass.

H. B. No. 76 do pass.

Report adopted.

GREEN of Flathead, Chairman.

Upon motion of Cooney, House reverted to Order of Business No. 9,

THIRD READING OF HOUSE BILLS.

H. B. No. 269 having been read three several times, title and history agreed to, as passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Black, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Chatconser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, King, Lakin, Larson, MacDonald (Flathead), MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Pevell, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Scofield, Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, St. Stoner, Swift, Wallace, Wilcomb, Worden. Total, 73.

Noes: None.

Absent and not voting: Berglin, Blomquist, Brasier, Brown (Mineral), Cavanaugh, Charters, Dowlin (Rosebud), Dunbar, Dunn, Faust, Gillette, Haskell, Hathaway, Johnson (Fergus), Jones, Kenyon, Knudsvig, Perrine, Provinse, Ray, Sandy, Shoemaker (Lewis and Clark), Scharnikow, Silver, Stevens, Treloar, Troy, Wade, Waren, Williams, Mr. Speaker. Total, 35.

H. B. No. 272, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Black, Bergeson, Blomquist, Bohling, Buell, Brockway, Brown (Lewis and Clark), Conser, Covell, Cooney, Dillavou, Dowlin (Yellowstone), Felton, Geis, Goodman, Green (Flathead), Gullidge, Hills, Kemp, Lakin, Northey, Ogden, O'Hara, Provinse, Reeves, Rhoads, Rixon, Sales, Scofield, Spencer, Stoner, Wilcomb, Worden. Total, 39.

Noes: Austin, Crumbaker, Daily, Dodds, Fairgrieve, Green (Dawson), Jones, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Parsons, Peden, Perrine, Riggs, Rodgers, Rouleau, Shoemaker (Yellowstone), Skulason, Smith, Spratt, Swift. Total, 24.

Absent and not voting: Beley, Berglin, Brasier, Brooks, Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Dowlin (Rosebud), Dunbar, English, Faust, Gillette, Goodland, Hanson, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, King, Penewell,

Phelps, Ray, Reid, Rickard, Sales, Scharnikow, Shoemaker (Lewis and Clark), Sickler, Silver, Snell, Stevens, Treloar, Troy, Wade, Wallace, Warren, Williams, Mr. Speaker. Total, 45.

H. B. No. 275, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote

Ayes: Anderson, Arnold, Bell, Bergeson, Black, Blomquist, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cady, Chatfield, Conser, Cooney, Covell, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Felton, Goodman, Green (Flathead), Gullidge, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Larson, MacDonald (Flathead), McDonald (Silver Bow), Ogden, Parsons, Provinse, Reeves, Rickard, Riggs, Rixon, Rozeau, Scofield, Shoemaker (Yellowstone), Silver, Smith, Spencer, Stoner, Wimbush, Worden. Total, 48.

Noes: Austin, Crumbaker, Daily, Dodds, Green (Dawson), Kemp, Keron, Knudsig, McQuarrie, O'Hara, Peden, Perrine, Rhoads, Roberts, Rodgers, Sady, Skulason, Spratt, Swift. Total, 19.

Absent and not voting: Allen, Beley, Berglin, Boorman, Brown (Minal), Buell, Carlson, Cavanaugh, Charters, Dunbar, Dunn, English, Faust, Geis, Gillette, Goodland, Hanson, Haskell, Hathaway, Johnson (Fergus), Jones, Lakin, Northey, Penewell, Phelps, Ray, Reid, Sales, Scharnikow, Shoemaker (Lewis and Clark), Sickler, Snell, Stevens, Treloar, Troy, Wade, Wallace, Warren, Williams, Mr. Speaker. Total, 41.

Upon motion of Crumbaker, duly seconded and carried, the Printing Committee was instructed to employ additional help and have all bills now in course of printing back to House Monday.

Upon motion House reverted to Order of Business No. 5,

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bill was introduced, read first and second times, and referred to the Committee as follows:

S. B. No. 371, by Dowlin of Yellowstone, A Bill for an Act entitled: An Act to empower the State Forester and the State Board of Land Commissioners to protect against Forest Fires; to provide for protection against Forest Fire on privately owned lands; to provide the manner of meeting the expense thereof and making same a lien on such private owned lands, and providing for the collection thereof; declaring uncontrolled fires on privately owned lands a public nuisance and authorize the abatement thereof, and providing for the filing and collection of a lien for the payment of the expense connected therewith declaring certain cut-over lands and slashings a public nuisance and authorizing the abatement thereof, and providing for the filing and collecting of a lien for the payment of the expense connected therewith; providing for co-operation with protective agencies composed of timber owners; defining forest lands; and providing for the giving of notices under this Act. Referred to Committee on Judiciary.

Upon motion of Felton, duly seconded and carried, House recessed.

February 19th, 1921

House resumed pursuant to recess.

Speaker Pro Tem in chair.

THIRD READING OF HOUSE BILLS.

H. B. No. 237 by Dillavou, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Bell, Berglin, Blomquist, Bohling, Boorman, Brown, Brown (Lewis and Clark), Carlson, Chatfield, Conser, Cooney, Dillavou, Edwards, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Goodman, Green (Dawson), Gullidge, Hills, Johnson (Silver Bow), Jones, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Parsons, Perrine, Provinse, Reeves, Reid, Rhoads, Rickard, Rixon, Roberts, Rodgers, Rozeau, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone).

Smith, Spencer, Spratt, Stoner, Swift, Wilcomb, Williams, Worden. Total, 51.

Yes: None.

Absent and not voting: Anderson, Austin, Beley, Bergeson, Black, Brockway, Brooks, Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Covell, Crumbaker, Daily, Dowlin (Rosebud), Dunbar, Dunn, Gillette, Goodland, Green (Flathead), Hanson, Haskell, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Jones (Fergus), Kemp, Kenyon, King, Knudsvig, Lakin, Northey, Peden, Phelps, Ray, Riggs, Sandy, Scharnikow, Sickler, Skulason, Snell, Stevens, Treloar, Troy, Wade, Wallace, Warren, Mr. Speaker. Total, 51.

A motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on State Lands, having had under consideration H. B. No. 369, introduced by Committee on Ways and Means, a Bill Act entitled: "An Act to amend Section IV of Chapter 147, Acts of the eleventh Legislative Assembly of the State of Montana, relating to State Lands," respectfully report as follows: That H. B. No. 369 do pass. Report adopted.

RODGERS, Chairman.

Upon motion of Silver, duly seconded and carried, all Revenue and Appropriation measures were placed on Third Reading for Tuesday.

Upon substitute motion by O'Hara, duly seconded and carried, H. B. No. 291 as included in above motion.

THIRD READING OF HOUSE BILLS.

H. J. Memorial No. 11 by Jones, was passed by an aye and no vote.

Upon motion of O'Hara, duly seconded and carried, H. J. Memorial No. 11 passed by an aye and no vote.

H. B. No. 274, by Jones, having been read three several times, title and history agreed to, was passed by the following vote:

Yes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Blomquist, Boorman, Brasier, Brockway, Brooks, Browa (Lewis and Clark), Carlson, Charters, Chatfield, Conser, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Felton, Geis, Goodman, Green (Dawson), Gullidge, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Province, Reid, Rhoads, Rickard, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Spencer, Stevens, Stoner, Swift, Wilcomb, Worden. Total, 65.

Noes: None.

Absent and not voting: Beley, Black, Brown (Mineral), Buell, Cady, Cavanaugh, Cooney, Covell, Crumbaker, Daily, Dillavou, Dowlin (Rosebud), Dunbar, Faust, Gillette, Goodland, Green (Flathead), Hanson, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Kenyon, King, Knudsvig, Lakin, Pene-Phelps, Ray, Riggs, Sales, Scharnikow, Sickler, Skulason, Snell, Treloar, Wade, Wallace, Warren, Williams, Mr. Speaker. Total, 43.

H. B. No. 259, by Committee on Education, having been read three several times, title and history agreed to, was passed by the following vote:

Yes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Carlson, Charters, Chatfield, Conser, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Felton, Goodman, Gullidge, Hanson, Hills, Hunter, Johnson, Larson, McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Reeves, Reeves, Reid, Rhoads, Rickard, Rixon, Roberts, Rodgers, Rouleau, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Spencer, Spratt, Stevens, Stoner, Swift, Wilcomb, Worden. Total, 61.

Noes: Blomquist. Total, 1.

Absent and not voting: Beley, Bohling, Brown (Mineral), Buell, Cady, Cavanaugh, Cooney, Daily, Dowlin (Rosebud), Dunbar, Dunn, Faust, Geis, Gil- Goodman, Green (Dawson), Green (Flathead), Haskell, Hathaway, Haynes,

Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kenyon, King, Knudsvig, Lakin, MacDonald (Flathead), McDonald (Silver Bow), Penewell, Phelps, Ray, Riggs, Sales, Scharnikow, Sickler, Skulason, Snell, Treloar, Troy, Wade, Wallace, Warren, Williams, Mr. Speaker. Total, 46.

Substitute for H. B. No. 100, by Committee on Livestock and Public Ranges, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Bergeson, Black, Blomquist, Bohling, Brasier, Brockway, Brooks, Carlson, Charters, Chatfield, Conser, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Johnson (Silver Bow), Jones, Kemp, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Rhoads, Rickard, Riggs, Roberts, Rodgers, Rouleau, Sany, Scofield, Shoemaker (Yellowstone), Silver, Spencer, Spratt, Stevens, Wade, Wilcomb, Worden. Total, 62.

Noes: Anderson, Berglin, Brown (Lewis and Clark), Hunter, Ogden, Reeves, Reid, Rixon, Shoemaker (Lewis and Clark), Smith, Stoner, Svt. Total, 12.

Absent and not voting: Beley, Boorman, Brown (Mineral), Buell, Cady, Cavanaugh, Cooney, Dowlin (Rosebud), Dunbar, Dunn, Faust, Gillette, Haskell, Hathaway, Haynes, Johnson (Deer Lodge), Johnson (Fergus), Kenyon, King, Knudsvig, Lakin, Penewell, Ray, Sales, Scharnikow, Sickler, Skulason, Snell, Treloar, Troy, Wallace, Warren, Williams, Mr. Speaker. Total, 34.

H. B. No. 214, by Spencer, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Spencer, Spratt, Stevens, Stoner, Swift, Wade, Wilcomb, Worden. Total, 71.

Noes: Rouleau. Total, 1.

Absent and not voting: Beley, Blomquist, Brooks, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Crumbaker, Dowlin (Rosebud), Dunbar, Dunn, G. Gillette, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Kenyon, King, Knudsvig, Lakin, Penewell, Ray, Sales, Scharnikow, Sickler, Silver, Skulason, Snell, Treloar, Troy, Wallace, Warren, Williams, Mr. Speaker. Total, 36.

H. B. No. 224, by O'Hara, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Carlson, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Kemp, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rickard, Riggs, Roberts, Rodgers, Rouleau, Sany, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Smith, Spencer, Spratt, Stevens, Stoner, Wilcomb, Worden. Total, 72.

Noes: None.

Absent and not voting: Beley, Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Dowlin (Rosebud), Dunbar, Dunn, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kenyon, King, Knudsvig, Lakin, McQuarrie, Penewell, Ray, Rhoads, Rixon, Sales, Shoemaker (Yellowstone), Sickler, Skulason, Snell, Swift, Treloar, Troy, Wade, Wallace, Warren, Williams, Mr. Speaker. Total, 36.

B. No. 287, by Skulason, having been read three several times, title and history agreed to, failed of passage by the following vote:

Yeas: Allen, Arnold, Austin, Bergeson, Berglin, Bohling, Boorman, Brasier, Brooks, Carlson, Cavanaugh, Covell, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Felton, Green (Dawson), Green (Flathead), Haynes, Johnson (Silver Bow), Kenyon, McDonald (Silver Bow), McQuarrie, O'Hara, Phelps, Roberts, Rodgers, Silver, Spencer, Spratt, Stevens, Stoner, Wade. Total, 34.

Nays: Anderson, Bell, Black, Blomquist, Brockway, Brown (Lewis and Clark), Chatfield, Conser, Cooney, Daily, Faust, Gillette, Goodland, Goodman, Gullidge, Hanson, Hills, Kemp, Knudsvig, Larson, MacDonald (Flathead), Northey, Ogden, Parsons, Peden, Perrine, Provinse, Reeves, Reid, Rhoads, Rickard, Rouleau, Sandy, Scharnikow, Shoemaker (Yellowstone), Scofield, Shoemaker (Lewis and Clark), Smith, Swift, Wilcomb, Worden. Total 41.

Present and not voting: Beley, Brown (Mineral), Buell, Cady, Charters, Crumbaker, Dillavou, Dowlin (Rosebud), Dunbar, Dunn, Geis, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, King, Lakin, Penewell, Ray, Riggs, Rixon, Sales, Sickler, Skulason, Snell, Treloar, Troy, Wallace, Warren, Williams, Mr. Speaker. Total, 33.

House Bill No. 286, by Dunbar, having been read three several times, title and history agreed to, was passed by the following vote:

Yeas: Allen, Beley, Bergeson, Black, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Chatfield, Covell, Crumbaker, Daily, Dillavou, Dodds, Fairgrieve, Felton, Geis, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Phelps, Provinse, Reeves, Reid, Riggs, Rixon, Rodgers, Rouleau, Sand, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Spratt, Stevens, Swift, Wilcomb, Worden. Total, 56.

Nays: Anderson, Arnold, Austin, Bell, Blomquist, Carlson, Cooney, English, Gillette, Goodman, Hanson, Haynes, Knudsvig, Larson, Parsons, Perrine, Rickard, Roberts, Stoner, Wade. Total, 21.

Present and not voting: Bergeson, Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Conser, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Faust, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), King, Lakin, Penewell, Ray, Sales, Sickler, Skulason, Snell, Spencer, Treloar, Troy, Wallace, Warren, Williams, Mr. Speaker. Total, 31.

B. No. 262, introduced by Committee on Insurance, having been read three several times, title and history agreed to, was passed by the following vote:

Yeas: Bergeson, Berglin, Black, Brasier, Brockway, Brooks, Carlson, Conser, Daily, Dowlin (Yellowstone), Fairgrieve, Faust, Gillette, Goodland, Green (Dawson), Hanson, Johnson (Silver Bow), Jones, Kemp, Kenyon, McDonald (Silver Bow), O'Hara, Parsons, Penewell, Ray, Reeves, Reid, Rhoads, Rickard, Rixon, Rodgers, Rouleau, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Spencer, Spratt, Stoner, Swift, Worden. Total 42.

Nays: Allen, Anderson, Austin, Bell, Blomquist, Bohling, Boorman, Brown, and Clark), Cooney, Covell, Crumbaker, Dillavou, Dodds, English, Geis, Goodland, Green (Flathead), Gullidge, Haynes, Hills, Hunter, Knudsvig, Larson, MacDonald (Flathead), McQuarrie, Northey, Ogden, Peden, Perrine, Provinse, Riggs, Sandy, Scofield, Smith, Stevens, Wade, Wilcomb. Total 38.

Present and not voting: Arnold, Beley, Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Chatfield, Dowlin (Rosebud), Dunbar, Dunn, Felton, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), King, Lakin, Sales, Sickler, Skulason, Snell, Treloar, Troy, Wallace, Warren, Williams, Mr. Speaker. Total 2.

On motion of Dillavou, duly seconded and carried, action whereby House Bill No. 291 was placed with appropriation measures was reconsidered and bill was passed on Third Reading at this time.

On motion Silver moved that House proceed with bills on calendar as they now stand. Seconded and carried.

House Bill No. 277, by Brooks, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Bergeson, Berglin, Black, Boorman, Brasier, Brooks, Chatfield, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Felton, Geis, Goodman, Goodland, Green (Flathead), Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, King, Knudsvig, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Penewell, Phelps, Provinse, Reeves, Rhoads, Rickard, Rixon, Rodgers, Sanders, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Swift, Wade. Total 50.

Noes: Austin, Bell, Blomquist, Bohling, Brockway, Carlson, Conser, Cooney, Daily, Faust, Gillette, Green (Dawson), Gullidge, Kemp, Kenyon, Larson, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Reid, Riggs, Roberts, Rouleau, Stevens, Swift, Wilcomb, Worden. Total 30.

Absent and not voting: Beley, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Dowlin (Rosebud), Dunbar, Dunn, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Lakin, Ray, Sales, Sickler, Skulason, Snell, Spencer, Stoner, Treloar, Troy, Wallace, Warren, Williams. Mr. Speaker. Total 28.

H. B. No. 70, by Johnson of Silver Bow, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Carlson, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Kemp, Kenyon, Larson, McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Spencer, Spratt, Stevens, Swift, Wade, Wilcomb, Worden, Mr. Speaker. Total 73.

Noes: Crumbaker, Green (Dawson). Total 2.

Absent and not voting: Beley, Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Chatfield, Dowlin (Rosebud), Dunbar, Dunn, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Jones, King, Knudsvig, Lakin, MacDonald (Flathead), McQuarrie, Penewell, Ray, Rodgers, Sales, Sickler, Skulason, Snell, Stoner, Treloar, Troy, Wallace, Warren, Williams. Total 33.

H. B. No. 291 by Faust, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bergeson, Berglin, Hohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Carlson, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Perrine, Provinse, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Spencer, Swift, Wade, Williams, Worden. Total 68.

Paired: Ray, Rickard. Total 2.

Noes: Anderson, Bell, O'Hara, Rouleau, Silver, Smith, Wilcomb. Total 7.

Absent and not voting: Beley, Black, Brasier, Brown (Mineral), Buell, Cavanaugh, Crumbaker, Dowlin (Rosebud), Dunbar, Dunn, Geis, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), King, Lakin, Penewell, Phelps, Sales, Sickler, Skulason, Snell, Stevens, Stoner, Treloar, Troy, Wallace, Warren, Mr. Speaker. Total 31.

H. B. No. 282, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Carlson, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Perrine, Provinse, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Spencer, Swift, Wade, Williams, Worden. Total 68.

r, Johnson (Silver Bow), Jones, Kemp, Kenyon, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Per-Provinse, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Sandy, nikow, Scofield, Shoemaker (Lewis and Clark), Silver, Smith, Spencer, is, Swift, Wade, Wilcomb, Williams, Worden. Total 74.

oes: Hanson, Rickard. Total 2.

bsent and not voting: Beley, Brown (Mineral), Buell, Cady, Cavanaugh, n (Rosebud), Dunn, Faust, Haskell, Hathaway, Johnson (Deer Lodge), n (Fergus), King, Knudsvig, Lakin, Parsons, Penewell, Phelps, Ray, Rou-Sales, Shoemaker (Yellowstone), Sickler, Snell, Skulason, Spratt, Stoner, r, Troy, Wallace, Warren, Mr. Speaker. Total 32.

. B. No. 289, by Committee on Affairs of Cities, having been read three l times, title and history agreed to, was passed by the following vote:

yes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, uist, Bohling, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Buell, n, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, n (Yellowstone), Dunbar, English, Felton, Geis, Gillette, Goodland, Good-Green (Dawson), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDon-Silver Bow), Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, ise, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sandy, nikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sil, Skulason, Smith, Spencer, Stevens, Swift, Wade, Wilcomb, Williams, Wen. Total 78.

oes: Carlson.

bsent and not voting: Brown (Mineral), Cady, Cavanaugh, Charters, Dow-rosebud), Dunn, Fairgrieve, Faust, Green (Flathead), Haskell, Hathaway, on (Deer Lodge), Johnson (Fergus), King, Lakin, McQuarrie, Northey, Ray, un, Sales, Sickler, Snell, Spratt, Stoner, Treloar, Troy, Wallace, Warren, eaker. Total 29.

n motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

e, your Committee on Engrossment, to whom was referred H. B. No. 142, 04, 254, 293, 244, 268, H. J. M. No. 7, beg leave to report same back as cor-engrossed.

report adopted.

n motion House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

pon motion by Stevens seconded and carried House reconsidered action on H. No. 295, and referred same to Committee on Ways and Means.

. B. No. 220, by Riggs, having been read three several times, title and his-agreed to, was passed by the following vote:

yes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blom-Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, n, Charters, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yel-one), English, Dunbar, Faust, Felton, Geis, Gillette, Goodland, Goodman, (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, on (Silver Bow), Jones, Kenyon, Larson, MacDonald (Flathead), McDon-Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Perrine, Phelps, ise, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, nikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sil, Skulason, Smith, Spencer, Spratt, Stevens, Swift, Wade, Wilcomb, Wil-lia. Total 75.

bsent and not voting: Beley, Bohling, Brown (Mineral), Cady, Cavanaugh, y, Crumbaker, Dowlin (Rosebud), Dunn, Fairgrieve, Haskell, Hathaway, on (Deer Lodge), Johnson (Fergus), King, Knudsvig, Lakin, Penewell, Ray, ls, Rouleau, Sickler, Snell, Stoner, Treloar, Troy, Wallace, Warren, Mr. er. Total 29.

oes: Daily, Kemp, O'Hara, Worden. Total 4.

H. B. No. 191, by Sickler, having been read three several times, title and history agreed to, was not passed by the following vote:

Ayes: Berglin, Black, Brasier, Brooks, Cady, Carlson, Dunbar, English, Green (Dawson), Hills, Hunter, Johnson (Silver Bow), Kemp, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Parsons, Perrine, Province, Reeves, Reid, Rickard, Rixon, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Silver, Spratt, Swift, Mr. Speaker. Total 33.

Noes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Blomquist, Boorman, Brockway, Brown (Lewis and Clark), Buell, Charters, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Haynes, Jones, Kenyon, Knudsvig, Ogden, O'Hara, Penewell, Perrine, Phelps, Rhoads, Riggs, Roberts, Rodgers, Scharnikow, Shoemaker (Yellowstone), Skulason, Smith, Spencer, Stevens, Wade, Wilcomb, Williams, Worden. Total 54.

Absent and not voting: Beley, Brown (Mineral), Cavanaugh, Conser, Dowlin (Rosebud), Dunn, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), King, Lakin, Ray, Sickler, Snell, Stoner, Treloar, Troy, Wallace, Warren, Wilcomb. Total 21.

H. B. No. 222 by Committee on Agriculture, having been read three several times, title amended and both title and history agreed to, was passed by the following vote:

Ayes: Anderson, Austin, Bell, Bergeson, Blomquist, Boorman, Brier, Brooks, Brown (Lewis and Clark), Buell, Carlson, Charters, Chatfield, Coley, Covell, Daily, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Fion, Geis, Goodland, Goodman, Green (Flathead), Hanson, Hills, Johnson (Silver Bow), Kemp, Kenyon, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Parsons, Peden, Penewell, Reeves, Rhoads, Reid, Rixon, Riggs, Roberts, Scharnikow, Scofield, Silver, Skulason, Smith, Spencer, Stevens, Swift, Worden. Total 55.

Noes: Allen, Berglin, Black, Brockway, Cady, Crumbaker, Dillavou, Dunbar, Gillette, Green (Dawson), Gullidge, Haynes, Hunter, Jones, Knudsvig, Norey, Perrine, Phelps, Reid, Rodgers, Rouleau, Sales, Sandy, Shoemaker (Yellowstone), Spratt, Wilcomb, Williams. Total 27.

Absent and not voting: Arnold, Beley, Bohling, Brown (Mineral), Cavanaugh, Conser, Dowlin (Rosebud), Dunn, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), King, Lakin, Province, Ray, Shoemaker (Lewis and Clark), Sickler, Snell, Stoner, Treloar, Troy, Wade, Wallace, Warren, Mr. Speaker. Total 26.

H. B. No. 299 by Committee on Livestock and Public Ranges, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brasier, Brockway, Brooks, Buell, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, English, Fairgrieve, Fion, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Jones, Kemp, Kenyon, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Silver, Skulason, Smith, Spencer, Spratt, Stevens, Wade, Wilcomb, Williams, Worden. Total 72.

Noes: Blomquist, Crumbaker, Dunbar, Knudsvig, Larson, McQuarrie, Phelps. Total 7.

Absent and not voting: Beley, Brown (Lewis and Clark), Brown (Mineral), Cady, Conser, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Faust, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), King, Lakin, Province, Ray, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Snell, Stoner, Swift, Treloar, Troy, Wallace, Warren, Mr. Speaker. Total 29.

H. B. No. 253, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Buell, Carlson, Charters, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dunbar, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hunter, Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Smith, Stevens, Spratt, Wade, Wilcomb, Williams. Total 71.

Noes: Dodds, O'Hara, Perrine, Phelps, Rouleau, Sales, Spratt, Worden. Total 8.

Absent and not voting: Beley, Brooks, Brown (Mineral), Cavanaugh, Conser, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Haskell, Hathaway, Hills, Johnson (Deer Lodge), Johnson (Fergus), Jones, King, Lakin, MacDonald (Flathead), Ray, Rodgers, Shoemaker (Lewis and Clark), Sickler, Snell, Spencer, Stoner, Treloar, Troy, Wallace, Warren, Mr. Speaker. Total 29.

H. B. No. 120, by MacDonald of Flathead, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Charters, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dunbar, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, MacDonald (Flathead), MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Roberts, Rogers, Sandy, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Smith, Stoner, Stevens, Swift, Wade, Wallace, Wilcomb, Williams, Worden. Total 75.

Noes: Conser, Knudsvig, Larson, Riggs, Rouleau, Sales, Scharnikow, Spratt. Total 8.

Absent and not voting: Austin, Beley, Bohling, Brown (Mineral), Cavanaugh, Dowlin (Rosebud), Dunn, Felton, Hanson, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), King, Lakin, Ray, Rixon, Shoemaker (Lewis and Clark), Sickler, Snell, Stoner, Treloar, Troy, Warren, Mr. Speaker. Total 25.

Sub. for H. B. No. 142, by Committee on Military Affairs, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), MacDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Stoner, Skulason, Smith, Spencer, Spratt, Stevens, Swift, Wade, Wallace, Williams, Worden. Total 80.

Noes: Carlson. Total 1.

Absent and not voting: Beley, Bohling, Brown (Mineral), Cavanaugh, Crumbaker, Dowlin (Rosebud), Dunn, Felton, Goodland, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), King, Lakin, O'Hara, Phelps, Ray, Sales, Shoemaker (Lewis and Clark), Sickler, Snell, Stoner, Treloar, Troy, Warren, Mr. Speaker. Total 27.

H. B. No. 244, by Roberts, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hills, Johnson (Silver Bow), Jones, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, McQuarrie, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Rigs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Swift, Wade, Wilcomb, Williams. Total 78.

Noes: Anderson, Conser, Penewell. Total 3.

Absent and not voting: Beley, Brown (Mineral), Dunn, Faust, Felton, Hanson, Haskell, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kemp, King, Lakin, Ray, Shoemaker (Lewis and Clark), Sickler, Snell, Stevens, Stoner, Treloar, Troy, Wallace, Warren, Worden, Mr. Speaker. Total 8.

H. B. No. 156, by Spencer, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Phelps, Provinse, Reeves, Rhoads, Rickard, Rigs, Rixon, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Stevens, Wade, Wallace, Wilcomb, Williams, Worden. Total 79.

Noes: Carlson, Perrine. Total 2.

Absent and not voting: Beley, Brown (Mineral), Cavanaugh, Charters, Crumbaker, Dowlin (Rosebud), Dunn, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), King, Knudsvig, Lakin, Parsons, Ray, Reid, Roberts, Rouleau, Shoemaker (Lewis and Clark), Sickler, Snell, Stoner, Treloar, Troy, Warren, Mr. Speaker. Total 27.

H. B. No. 254, by O'Hara, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, English, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Rigs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Spencer, Spratt, Stevens, Swift, Wade, Wallace, Wilcomb, Williams, Worden. Total 82.

Noes: Blomquist, Crumbaker. Total 2.

Absent and not voting: Beley, Brown (Mineral), Dowlin (Rosebud), Dunbar, Fairgrieve, Goodland, Haskell, Hathaway, Haynes, Johnson (Deer Lodge), Johnson (Fergus), King, Lakin, MacDonald (Flathead), Ray, Shoemaker (Lewis and Clark), Sickler, Smith, Snell, Stoner, Treloar, Troy, Warren, Mr. Speaker. Total 24.

Sub. for H. B. No. 104, by Committee on Affairs of Cities, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Charters, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Rigs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Spencer, Spratt, Stevens, Swift, Wade, Wallace, Wilcomb, Williams, Worden. Total 82.

Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Smith, Spratt, Stevens, Swift, Wade, Wilcomb, Williams, Worden. Total 81.

Noes: Blomquist, Carlson, Cooney, Dunbar. Total 4.

Absent and not voting: Beley, Brown (Mineral), Crumbaker, Dowlin (Rosebud), Dunn, Haskell, Hathaway, Haynes, Johnson (Deer Lodge), Johnson (Fergus), King, Lakin, Phelps, Ray, Shoemaker (Lewis and Clark), Sickler, Snell, Stoner, Treloar, Troy, Wallace, Warren, Mr. Speaker.

H. B. No. 293, by Sales, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Brasing, Brasier, Brockway, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dodds, Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Stevens, Swift, Wade, Wilcomb, Williams, Worden. Total, 80.

Noes: Anderson, Boorman, Brooks, Crumbaker, Penewell, Perrine. Total, 6.

Absent and not voting: Beley, Brown (Mineral), Dillavou, Dowlin (Rosebud), Dunn, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Kenyon, King, Lakin, Ray, Shoemaker (Lewis and Clark), Sickler, Snell, Stoner, Treloar, Troy, Wallace, Warren, Mr. Speaker. Total, 22.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred H. B. No. 263, 302, 179, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS.

H. B. No. 268, by McDonald of Silver Bow, having been read three several times, title and history agreed to was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Brasing, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Carlson, Cavanaugh, Chatfield, Cooney, Covell, Dillavou, Dodds, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Hunter, Johnson (Silver Bow), Jones, Kenyon, Larson, McDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Provinse, Reeves, Reid, Rhoads, Rickard, Rogers, Rixon, Roberts, Sandy, Scharnikow, Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Stevens, Swift, Wade, Williams. Total, 67.

Noes: Daily, Dunbar, Kemp, Perrine, Phelps, Rodgers, Rouleau, Sales, Scofield, Wilcomb, Worden. Total, 11.

Absent and not voting: Beley, Bergeson, Brown (Mineral), Cady, Charters, Conser, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Faust, Haskell, Hathaway, Haynes, Johnson (Deer Lodge), Johnson (Fergus), King, Knudsvig, Lakin, Ray, Shoemaker (Lewis and Clark), Sickler, Snell, Stoner, Treloar, Troy, Wallace, Warren, Mr. Speaker. Total, 30.

Sub. H. J. M. No. 7, by Committee on Military Affairs, was adopted by an aye and no vote.

H. B. No. 263, by Committee on Education, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), English, Fairgrieve, Faust, Felton, Geis, Gillette, Green (Dawson), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Silver, Skulason, Smith, Spencer, Spratt, Stevens, Swift, Wade, Wilcomb, Williams, Worden. Total, 74.

Noes: Larson. Total, 1.

Absent and not voting: Austin, Beley, Brown (Mineral), Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), King, Lakin, Ogden, Phelps, Provinse, Ray, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Snell, Stoner, Treloar, Troy, Wallace, Warren, Mr. Speaker. Total, 29.

H. B. No. 143, by Geis and Roberts, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Black, Blomquist, Boorman, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Swift, Wallace, Wilcomb, Williams, Worden. Total, 83.

Noes: None.

Absent and not voting: Beley, Brown (Mineral), Charters, Chatfield, Crumbaker, Dowlin (Rosebud), Dunbar, Dunn, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), King, Lakin, McQuarrie, Ray, Shoemaker (Lewis and Clark), Sickler, Snell, Stevens, Stoner, Treloar, Troy, Warren, Mr. Speaker. Total, 25.

H. B. No. 302, by Committee on Military Affairs, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Hunter, Johnson (Silver Bow), Jones, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Roberts, Rodgers, Sales, Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Stevens, Wade, Wallace, Wilcomb, Williams. Total, 72.

Noes: Carlson, Scharnikow, Scofield, Worden. Total, 4.

Absent and not voting: Austin, Beley, Brown (Mineral), Charters, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Faust, Haskell, Hathaway, Haynes, Johnson (Deer Lodge), Johnson (Fergus), Kemp, King, Lakin, Penewell, Ray, Rixon, Rouleau, Sandy, Shoemaker (Lewis and Clark), Sickler, Snell, Stoner, Swift, Treloar, Troy, Warren, Mr. Speaker. Total, 32.

Sub. H. B. No. 179, by Judiciary Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver

a), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), Mc-
 nald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden,
 ewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon,
 erts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone),
 lason, Smith, Spencer, Spratt, Stevens, Wade, Williams, Wilcomb, Worden.
 al. 77.

Noes: None.

Absent and not voting: Austin, Beley, Black, Brown (Mineral), Conser,
 ylin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Faust, Goodman,
 en (Dawson), Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fer-
), King, Lakin, Ray, Rouleau, Shoemaker (Lewis and Clark), Sickler, Silver,
 ll, Stoner, Swift, Treloar, Troy, Wallace, Warren, Mr. Speaker. Total, 31.
 Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following report was received from Standing Committee.

Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 340,
 347, 335, 355, 343, 351, 278, S. B. No. 116, beg leave to report that the
 e have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bill was introduced, read first and second time, and referred
 to Committee as follows:

H. B. No. 372, by Stevens, a Bill for an Act entitled: "An Act to amend
 ion 3342 of the Revised Codes of Montana of 1907, as amended by chapter
 1 of the Session Laws of 1911, as amended by chapter 27 of the session laws
 of 1917, relating to the amount of taxation to be assessed and levied by munici-
 palities for general municipal and administrative purposes, and for the purpose
 of maintaining public parks." Referred to Committee on Taxation.

Upon motion of Cooney, duly seconded and carried, House recessed until
 5 o'clock P. M.

House met pursuant to adjournment for recess.

Speaker Pro Tem in chair.

THIRD READING OF HOUSE BILLS.

House Bill No. 105, by Dillavou, having been read three several times, title
 and history agreed to, was passed by the following vote:

Ayes: Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Bras-
 ier, Brockway, Brooks, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh,
 ters, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, English, Fairgrieve,
 on, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Han-
 son, Johnson (Silver Bow), Kemp, Lakin, Larson, MacDonald (Flathead), Mc-
 d (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell,
 inise, Ray, Reeves, Rhoads, Riggs, Rixon, Rodgers, Rouleau, Sales, Shoe-
 r (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith,
 . Spencer, Spratt, Swift, Wade, Wallace, Wilcomb, Worden. Total, 64.

Noes: Allen, Perrine. Total, 2.

Absent and not voting: Anderson, Arnold, Austin, Beley, Brown (Mineral).
 l. Conser, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar.
 n. Faust, Geis, Gillette, Haskell, Hathaway, Haynes, Hills, Hunter, John-
 son (Deer Lodge), Johnson (Fergus), Jones, Kenyon, King, Knudsvig, Peden,
 s, Reid, Rickard, Roberts, Sandy, Scharnikow, Scofield, Sickler, Stevens,
 r, Treloar, Troy, Warren, Williams, Mr. Speaker. Total, 42.

House Bill No. 310, by Committee on Insurance, having been read three
 al times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier,
 way, Brooks, Brown (Lewis and Clark), Cady, Cavanaugh, Chatfield, Con-

ser. Cooney, Covell, Daily, Dillavou, Dodds, English, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Johnson (Silver Bow), Kemp, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penwell, Perrine, Provinse, Reeves, Rhoads, Riggs, Rixon, Rodgers, Rouleau, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Swift, Wade, Wallace, Wilcomb, Worden. Total, 64.

Noes: None.

Absent and not voting: Anderson, Arnold, Austin, Beley, Bergeson, Brown (Mineral), Buell, Carlson, Charters, Crumbaker, Dowlin (Rosebud), Down (Yellowstone), Dunbar, Dunn, Gillette, Hanson, Haskell, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kenyon, King, Peden, Phelps, Ray, Reid, Rickard, Roberts, Sales, Sandy, Scharnikow, Scofield, Sickler, Stevens, Stoner, Treloar, Troy, Warren, Williams, Mr. Speaker. Total, 44.

H. B. No. 170, by Fairgrieve, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Austin, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cady, Cavanaugh, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, English, Fairgrieve, Faust, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Jones, King, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penwell, Perrine, Provinse, Ray, Reeves, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rodgers, Rouleau, Sales, Shoemaker (Yellowstone), Shoemaker (Lewis and Clark), Skulason, Smith, Snell, Spencer, Spratt, Swift, Wade, Wallace, Wilcomb, Worden. Total, 63.

Noes: Bell, Hills. Total, 2.

Absent and not voting: Anderson, Arnold, Beley, Brown (Mineral), Buell, Carlson, Charters, Conser, Crumbaker, Dowlin (Rosebud), Dowlin, Yellowstone, Dunbar, Dunn, Felton, Geis, Gillette, Hanson, Haskell, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, King, Knudsvig, Peden, Phelps, Reid, Roberts, Sandy, Scharnikow, Scofield, Sickler, Silver, Stevens, Stoner, Treloar, Troy, Warren, Williams, Mr. Speaker. Total, 43.

House Bill No. 260, by Committee on Ways and Means, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Austin, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brooks, Brockway, Brown (Lewis and Clark), Cady, Cavanaugh, Charters, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Fairgrieve, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hills, Johnson (Silver Bow), Jones, Kemp, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penwell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rouleau, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Spratt, Swift, Wallace, Wilcomb, Worden. Total, 65.

Noes: Johnson (Deer Lodge), Sales, Snell, Wade. Total, 4.

Absent and not voting: Anderson, Arnold, Beley, Bergeson, Brown (Mineral), Buell, Carlson, Conser, Crumbaker, Dowlin (Rosebud), Dunn, English, Faust, Gillette, Hanson, Haskell, Hathaway, Haynes, Hunter, Johnson (Fergus), Kenyon, King, Knudsvig, Peden, Phelps, Roberts, Rodgers, Sandy, Scharnikow, Scofield, Sickler, Silver, Stevens, Stoner, Treloar, Troy, Warren, Williams, Mr. Speaker. Total, 39.

H. B. No. 370, by Joint Committee on Hail Insurance, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Cady, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, English, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hills, Johnson (Silver Bow), Jones, Kemp, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penwell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rouleau, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Spratt, Swift, Wallace, Wilcomb, Worden. Total, 65.

44). Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Provinse, Ray, Reeves, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Spratt, Swift, Wade, Wallace, Wilcomb, Williams, Worden. Total, 73.

Noes: Brooks, Johnson (Deer Lodge). Total, 2.

Absent and not voting: Anderson, Austin, Beley, Brown (Mineral), Buell, Carlson, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Gillette, Haskell, Hathaway, Hunter, Johnson (Fergus), King, Knudsvig, Peden, Phelps, Reid, Roberts, Sandy, Scharnikow, Scofield, Sickler, Silver, Stevens, Stoner, Treloar, Troy, Warren, Mr. Speaker. Total, 33.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Speaker:

We, your Committee on Engrossment, to whom was referred H. B. Nos. 313, 258, 141, 205, 202, 323, 266, 47, 318, 376, 252, 170, 260, 317, 288, 341, 309, 76, 324, H. J. M. 14, H. J. R. 7, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Speaker:

We, your Committee on Engrossment, to whom was referred H. Bill Nos. 1 and 310, introduced by Dillavou, beg leave to report same back as correctly passed.

AUSTIN, Chairman.

Report adopted.

H. B. No. 294, by Arnold, having been read three several times, title and body agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Yellowstone), Fairgrieve, Felton, Geis, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Jones, Knudsvig, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Provinse, Ray, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Spencer, Stoner, Swift, Wade, Wallace, Wilcomb. Total, 64.

Noes: Brockway, Carlson, Daily, Kemp, Lakin, Larson, Penewell, Perrine, Peden. Total, 9.

Absent and not voting: Anderson, Beley, Brown (Mineral), Charters, Dowlin (Rosebud), Dunbar, Dunn, English, Faust, Gillette, Goodland, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), King, Peden, Phelps, Reeves, Reid, Roberts, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Sickler, Snell, Spratt, Stevens, Treloar, Troy, Warren, Williams, Mr. Speaker. Total, 35.

H. B. No. 341, by Committee on Agriculture, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Faust, Felton, Geis, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Jones, Knudsvig, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Riggs, Rixon, Roberts, Shoemaker (Lewis and Clark), Skulason, Smith, Spencer, Spratt, Stoner, Wade, Wallace, Ogden, O'Hara, Parsons, Provinse, Ray, Reeves, Reid, Rhoads, Rickard. Total, 62.

Noes: Allen, Brockway, MacDonald (Flathead), McQuarrie, Northey, Penewell, Perrine, Sales, Snell, Swift, Wilcomb, Worden. Total, 12.

Absent and not voting: Anderson, Austin, Beley, Brown (Mineral), Cavanaugh, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Gillette, Goodland, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), King, Peden, Phelps, Rodgers, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Sickler, Silver, Stevens, Treloar, Troy, Warren, Williams, Mr. Speaker. Total, 34.

H. B. No. 288, by Spratt, by request, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cady, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Faust, Felton, Geis, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Provinse, Ray, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Shoemaker (Lewis and Clark), Skulason, Smith, Spencer, Spratt, Swift, Wade, Wilcomb, Worden. Total, 67.

Noes: MacDonald (Flathead). Total, 1.

Absent and not voting: Anderson, Arnold, Austin, Beley, Brown (Mineral), Buell, Carlson, Cavanaugh, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Gillette, Goodland, Haskell, Hathaway, Hunter, Johnson (Fergus), King, Knudsvig, Peden, Phelps, Reeves, Roberts, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Sickler, Silver, Snell, Stevens, Stoner, Treloar, Troy, Wallace, Warren, Williams, Mr. Speaker. Total, 40.

H. B. No. 309, by Committee on Insurance, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Bell, Bergeson, Berglin, Black, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Carlson, Cavanaugh, Charters, Chatfield, Conser, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Jones, Kemp, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Penewell, Perrine, Provinse, Ray, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Sales, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Wade, Wallace, Wilcomb, Worden. Total, 70.

Noes: Blomquist, Kenyon. Total, 2.

Absent and not voting: Anderson, Austin, Beley, Bohling, Brown (Mineral), Cady, Cooney, Dowlin (Rosebud), Dunbar, Dunn, English, Gillette, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), King, Knudsvig, Parsons, Peden, Phelps, Reeves, Roberts, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Sickler, Stevens, Treloar, Troy, Warren, Williams, Mr. Speaker.

H. B. No. 76, by Bell, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Sales, Silver, Smith, Snell, Spencer, Spratt, Stoner, Wallace, Wilcomb, Worden. Total 74.

Noes: Ray. Total 1.

Absent and not voting: Anderson, Austin, Beley, Brown (Mineral), Dowlin (Rosebud), Dunbar, Dunn, Gillette, Goodland, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), King, Peden, Phelps, Roberts, Rouleau.

dy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Skulason, Stevens, Treloar, Troy, Wade, Warren, Williams, Mr. Speaker. Total 33.

H. B. No. 324, by Roberts, having been read three several times, title and copy agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Charters, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowd (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Gullidge, Haynes, Hills, Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Norvick, Ogden, O'Hara, Peden, Penewell, Perrine, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Spencer, Spratt, Stoner, Wade, Wallace, Wilcomb, Worden. Total 70.

Noes: Smith. Total 1.

Absent and not voting: Anderson, Beley, Berglin, Brasier, Brown (Mineral), Chatfield, Dowlin (Rosebud), Dunbar, Dunn, Gillette, Green (Flathead), Hanson, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Knudsvig, Larson, Parsons, Phelps, Provinse, Roberts, Sandy, Scharnikow, Sickler, Snell, Stevens, Swift, Treloar, Troy, Warren, Williams, Mr. Speaker. Total 27.

On motion House Joint Resolution No. 7, by Hunter, was adopted by an aye no vote.

On motion House Joint Memorial No. 14, by Austin, was adopted by an aye no vote:

REPORTS OF STANDING COMMITTEES.

Speaker:

We, your Committee on Engrossment, to whom was referred House Bills 329, 313, 258, 141, 205, 303, 323, 366, 47, 318, 276, 252, beg leave to report the same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS.

H. B. No. 329, by McQuarrie, having been read three several times, title and copy agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlsson, Cavanaugh, Charters, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, English, Fairgrieve, Faust, Geis, Goodland, Goodman, Green (Dawson), Gullidge, Haynes, Hills, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, O'Hara, Peden, Penewell, Perrine, Reeves, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Smith, Spencer, Spratt, Swift, Wade, Wallace, Wilcomb, Worden. Total. 69.

Noes: Reid, Stoner. Total, 2.

Absent and not voting: Anderson, Berglin, Brasier, Brown (Mineral), Chatfield, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Dunbar, Felton, Gillette, Green (Flathead), Hanson, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), King, Ogden, Parsons, Phelps, Provinse, Ray, Rhoads, Roberts, Sandy, Scharnikow, Scofield, Skulason, Snell, Stevens, Treloar, Troy, Warren, Williams, Mr. Speaker. Total 37.

H. B. No. 258, by Bohling, having been read three several times, title and copy agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie,

Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, F., Reeves, Reed, Rhoads, Rixon, Rickard, Rodgers, Rouleau, Sales, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Wallace, Wilcomb. Total 71.

Noes: Carlson, Crumbaker, Haynes. Total 3.

Absent and not voting: Anderson, Beley, Berglin, Brasier, Brown (Mineral), Daily, Dowlin (Rosebud), Dunbar, Dunn, Goodland, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), King, Phelps, Riggs, Roberts, Sandy, Scharnikow, Scofield, Sickler, Stevens, Stoner, Swift, Treloar, Troy, Wade, Warren, Williams, Worden, Mr. Speaker. Total 34.

H. B. No. 47, by MacDonald of Flathead, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Cady, Buell, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Jones, Kenyon, Knudsvig, Lakin, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Wade, Worden. Total 74.

Noes: None.

Absent and not voting: Anderson, Beley, Berglin, Brasier, Brown (Lewis and Clark), Brown (Mineral), Conser, Dowlin (Rosebud), Dunbar, Dunn, Goodland, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), King, Larson, Phelps, Ray, Roberts, Sandy, Scharnikow, Scofield, Sickler, Stevens, Treloar, Troy, Wallace, Warren, Wilcomb, Williams, Mr. Speaker. Total 34.

H. B. No. 266, by Johnson of Silver Bow, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Cady, Carlson, Cavanaugh, Charters, Chatfield, Covell, Daily, Dillavou, Dodds, English, Faust, Felton, Goodman, Green (Flathead), Gullidge, Haynes, Johnson (Silver Bow), Kenyon, McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Perrine, Reeves, Riggs, Rixon, Rodgers, Rouleau, Shoemaker (Lewis and Clark), Snell, Spratt, Stoner, Swift, Wade, Wallace, Wilcomb. Total 46.

Noes: Buell, Cooney, Crumbaker, Gillette, Green (Dawson), Hanson, Hills, Jones, Kemp, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Parsons, Peden, Penewell, Phelps, Provinse, Ray, Reeves, Rickard, Sales, Shoemaker (Yellowstone), Skulason, Smith, Spencer, Worden. Total 28.

Absent and not voting: Anderson, Arnold, Austin, Beley, Berglin, Brown (Lewis and Clark), Brown (Mineral), Conser, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Geis, Goodland, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), King, Rhoads, Roberts, Sandy, Scharnikow, Scofield, Sickler, Silver, Stevens, Treloar, Troy, Warren, Williams, Mr. Speaker. Total 34.

H. B. No. 318, by Committee on Education, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Buell, Cady, Carlson, Cavanaugh, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Jones, Kemp, Knudsvig, Lakin, Larson, MacDonald (Flathead), McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Sales, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Wade, Wallace, Wilcomb, Worden. Total 71.

Noes: Phelps. Total 1.

Absent and not voting: Anderson, Beley, Berglin, Brooks, Brown (Lewis and Clark), Brown (Mineral), Charters, Conser, Crumbaker, Dowlin (Rosebud), Dunn, Dunn, Fairgrieve, Goodland, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kenyon, King, McDonald (Silver Bow), Ogden, Roberson, Rouleau, Sandy, Scharnikow, Scofield, Sickler, Silver, Stevens, Treloar, Troy, Warren, Williams, Mr. Speaker. Total 36.

H. B. No. 276, by O'Hara, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold, Bergeson, Austin, Blomquist, Bohling, Boorman, Brasier, Buell, Cavanaugh, Charters, Cooney, Covell, Crumbaker, Dillavou, Dodds, Dowlin, Yellowstone, English, Faust, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Haynes, Hills, Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, McDonald (Silver Bow), O'Hara, Parsons, Provinse, Ray, Rickard, Riggs, Rixon, Rogers, Shoemaker (Yellowstone), Silver, Skulason, Snell, Spencer, Spratt, Stoner. Total 46.

Noes: Bell, Brockway, Cady, Carlson, Chatfield, Daily, Knudsvig, Larson, McDonald (Flathead), McQuarrie, Northey, Ogden, Peden, Penewell, Phelps, Reeves, Reid, Rhoads, Rouleau, Sales, Shoemaker (Lewis and Clark), Smith, Stoner, Swift, Wilcomb. Total, 26.

Absent and not voting: Allen, Anderson, Beley, Berglin, Black, Brooks, Brown (Lewis and Clark), Brown (Mineral), Conser, Dowlin (Rosebud), Dunbar, Dunn, Fairgrieve, Felton, Goodland, Gullidge, Hanson, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), King, Perrine, Roberts, Sandy, Scharnikow, Scofield, Sickler, Stevens, Treloar, Troy, Wallace, Warren, Williams, Mr. Speaker. Total 35.

H. B. No. 252, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Goodman, Green (Flathead), Gullidge, Haynes, Hills, Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Ogden, Parsons, Peden, Penewell, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Sales, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Spencer, Stevens, Stoner, Swift, Wilcomb, Worden. Total 61.

Noes: Arnold, Austin, Cooney, Green (Dawson), Johnson (Silver Bow), Northey, O'Hara, Perrine, Rodgers, Rouleau, Skulason, Smith, Snell, Spratt, Stoner. Total 15.

Absent and not voting: Anderson, Beley, Berglin, Brown (Lewis and Clark), Brown (Mineral), Charters, Crumbaker, Dowlin (Rosebud), Dunbar, Dunn, Gillette, Goodland, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), King, McQuarrie, Ray, Roberts, Sandy, Scharnikow, Scofield, Sickler, Stoner, Treloar, Troy, Wallace, Warren, Williams, Mr. Speaker. Total 32.

H. B. No. 303, by Judiciary Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Buell, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dodds, English, Felton, Geis, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Kemp, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Peden, Penewell, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Stevens, Stoner, Swift, Wade, Wallace, Wilcomb, Worden. Total 66.

Noes: Bell and Perrine. Total 2.

Absent and not voting: Anderson, Austin, Beley, Berglin, Brown (Lewis and Clark), Brown (Mineral), Cady, Charters, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Faust, Goodland, Goodman, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus),

Johnson (Silver Bow), Jones, O'Hara, Parsons, Provinse, Roberts, Sandy, Scharnikow, Scofield, Sickler, Silver, Spratt, Treloar, Troy, Warren, Williams, Mr. Speaker. Total 42.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred H. B. No. 1 beg leave to report same back as correct.

Report adopted.

AUSTIN, Chairman.

THIRD READING OF HOUSE BILLS.

H. B. No. 205, by Brooks, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Blomquist, Bohling, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Charters, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Felton, Geis, Gillette, Green (Dawson), Hanson, Haynes, Hills, Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McQuarrie, Northey, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Shoemaker (Lewis and Clark), Skulason, Spencer, Spratt, Swift, Wallace, Worden. Total 56.

Noes: Bell, Boorman, Cavanaugh, Cooney, Green (Flathead), King, MacDonald (Flathead), McDonald (Silver Bow), Shoemaker (Yellowstone), Smith, Snell, Stevens, Stoner, Wade. Total 14.

Absent and not voting: Anderson, Beley, Bergeson, Berglin, Black, Brasier, Brown (Mineral), Carlson, Crumbaker, Dowlin (Rosebud), Dunbar, Dunn, Faust, Goodland, Goodman, Gullidge, Haskell, Hunter, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Jones, Ogden, O'Hara, Parsons, Ray, Roberts, Scharnikow, Scofield, Sickler, Silver, Treloar, Troy, Warren, Wilcomb, Williams, Mr. Speaker. Total 38.

H. B. No. 323, by Blomquist, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Black, Blomquist, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cavanaugh, Conser, Cooney, Covell, Dillavou, Dowlin (Yellowstone), Fairgrieve, Felton, Geis, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Provinse, Ray, Reeves, Rickard, Riggs, Rixon, Roberts, Rodgers, Shoemaker (Yellowstone), Sickler, Silver, Smith, Spencer, Swift, Wallace, Wilcomb, Worden. Total, 55.

Noes: Boorman, Cady, Carlson, Chatfield, Crumbaker, Daily, Dodds, Faust, Goodman, Haynes, King, Knudsvig, Larson, Penewell, Perrine, Phelps, Rhoads, Rouleau, Sales, Shoemaker (Lewis and Clark), Skulason, Snell, Spratt, Stevens, Stoner, Wade. Total 26.

Absent and not voting: Anderson, Beley, Bergeson, Berglin, Brown (Mineral), Charters, Dowlin (Rosebud), Dunbar, Dunn, English, Goodland, Haskell, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Peden, Reid, Sandy, Scharnikow, Scofield, Treloar, Troy, Worden, Williams, Mr. Speaker. Total 27.

House Bill No. 141, by Brown (Lewis and Clark), having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver

dason, Smith, Spencer, Spratt, Stoner, Swift, Wade, Wallace, Wilcomb. Total 78.

Noes: Crumbaker. Total 1.

Absent and not voting: Anderson, Beley, Berglin, Brown (Mineral), Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Gillette, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Parsons, Rouleau, Sandy, Scharnikow, Scofield, Sickler, Snell, Stevens, Treloar, Troy, Warren, Williams, Worden, Mr. Speaker. Total 29.

H. B. No. 313, by Arnold, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Bergeson, Black, Blomquist, Bohling, Conser, Brooks, Brown (Lewis and Clark), Cady, Cavanaugh, Chatfield, Cooney, Dillavou, Dowlin (Yellowstone), English, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Johnson (Silver Bow), Jones, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Snell, Spratt, Stevens, Swift, Wade, Wallace, Worden. Total 65.

Noes: Boorman, Brockway, Buell, Carlson, Covell, Dodds, Fairgrieve, Hills, Kemp, Provinse, Rodgers, Sales, Smith, Stoner, Wilcomb. Total 15.

Absent and not voting: Anderson, Beley, Berglin, Brown (Mineral), Charters, Conser, Crumbaker, Daily, Dowlin (Rosebud), Dunbar, Dunn, Faust, Goodland, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Sandy, Scharnikow, Scofield, Sickler, Spencer, Treloar, Troy, Warren, Williams, Mr. Speaker. Total 28.

H. B. No. 162, by Charters, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Conser, Brooks, Cady, Cavanaugh, Charters, Chatfield, Cooney, Daily, Dowlin (Yellowstone), English, Fairgrieve, Felton, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Johnson (Silver Bow), Jones, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spratt, Stevens, Stoner, Swift, Wade, Wallace, Worden. Total 64.

Noes: Brockway, Buell, Carlson, Covell, Dodds, Geis, Hills, Kemp, MacDonald (Flathead), O'Hara, Reeves, Rodgers, Sales, Wilcomb. Total 14.

Absent and not voting: Anderson, Austin, Beley, Berglin, Brown (Lewis and Clark), Brown (Mineral), Conser, Crumbaker, Dillavou, Dowlin (Rosebud), Dunbar, Dunn, Faust, Goodland, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Ray, Sandy, Scharnikow, Scofield, Sickler, Spencer, Treloar, Troy, Warren, Williams, Mr. Speaker. Total 30.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred H. B. No. 330, introduced by Dowlin, Peden and Scofield, beg leave to report same back as correctly engrossed.

AUSTIN, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS.

H. B. No. 330, by Dowlin of Yellowstone, Peden and Scofield, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Crumbaker, Daily, Dowlin (Rosebud), Dowlin (Yellowstone), English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Sil-

ver Bow), Jones, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Lead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parses, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Rix, Rixon, Roberts, Rouleau, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skuklason, Snell, Spratt, Stevens, Stoner, Swift, Wade, Wall, Worden. Total, 73.

Noes: Boorman, Brooks, Covell, Dodds, Kemp, Rodgers, Sales, Smith, Ycomb. Total, 9.

Absent and not voting: Anderson, Beley, Berglin, Brown (Mineral), B. C. Conser, Dillavou, Dunbar, Dunn, Faust, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Ray, Sandy, Scharnikow, Scofield, Sicker, Spencer, Treloar, Troy, Warren, Williams, Mr. Speaker. Total, 26.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Privileges and Elections, having had under consideration H. B. No. 126, introduced by Johnson of Silver Bow, a Bill for an Act entitled: "An Act to amend part III, title II, chapter V, of the Political Code of 1907, of the State of Montana, relating to judges and clerks of elections, by amending sections 500, 502, 503, and 505," respectfully report as follows: That H. B. No. 126 do pass.

Report adopted.

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 258, 346, 12, 267, 160, 367, S. H. B. 117, 215, 357, 314, 353, 359, 337, 354, 362, respectively, leave to report that the same have been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Banks and Banking, having had under consideration S. B. No. 128, a Bill for an Act entitled: "An Act to provide for the increase or decrease of capital stock, the change or corporate name or the increase or decrease of the number on the board of directors or the change of the principal place of business of any bank now organized and existing or which may hereafter be incorporated under the laws of the State of Montana, and amending sections 16D and 16E of chapter 148 of the Laws of the Fifteenth Legislative Assembly 1917," respectfully report as follows: That S. B. No. 128 do not pass.

WILCOMB, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Banks and Banking, having had under consideration H. B. No. 332, a Bill for an Act entitled: "An Act providing for the security of depositors in the incorporated banks of Montana, creating the bank depositors' Guaranty Fund of the State of Montana, and providing regulations therefor, and penalties for the violation thereof," respectfully report as follows: That H. B. No. 332 do not pass.

WILCOMB, Chairman.

Report adopted.

On motion by Dillavou, duly seconded and carried, House now resolved itself into the Committee of the Whole for consideration of general orders, all bills to be read by title, and history and section number only and open to amendment, debate to be limited to 10 minutes to each side, three minutes to each member and no member allowed to speak twice on same subject.

GENERAL ORDERS.

Spencer in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Speaker:

We, your Committee of the Whole, having had under consideration business General Orders, respectfully report as follows:

Substitute H. B. No. 116 do pass with the following amendment: Amend section 1 by adding after the words "mining claim" in line 9 of the original the following, "or mining from or upon any mine whatsoever," and adding after the word "mineral" in line 11 of the original bill the following, "or minerals". and Section 2 after the word "operations" in line 7, insert the words "and development."

H. B. No. 245 do pass.

H. B. No. 343 do pass.

H. B. No. 355 do pass.

H. B. No. 351 do pass.

H. B. No. 278 do pass.

H. B. No. 126 do pass with the following amendment: Amend by adding immediately after section 1, a section to be known as section 1(A), to read as follows:

Number of Judges Appointed—The board of county commissioners, notwithstanding the registration, may appoint five judges of election for each precinct which, upon information obtained by them they have reason to believe contains two hundred (200) voters or more, and three judges of election in precincts which, upon information obtained by them they have reason to believe contains less than two hundred (200) voters. Amend section 1 by striking in lines 7 and 8 the words "one hundred," and inserting in lieu thereof words "two hundred."

H. B. No. 320 do pass.

H. B. No. 346 do pass with the following amendment: Amend Section 4 by adding the following after the word "certificate" in line six, "provided, however, the boundaries of no commissioner district shall at any time be changed in such manner as to effect the term of office of any county commissioner who has been elected, and whose term of office has not expired."

H. B. No. 12 do pass with the following amendment: Amend the bill by striking out the words "Montana Tax Commission" wherever they appear in the bill and inserting in lieu thereof the words "State Board of Equalization or Montana Tax Commission if a tax commission be created by this Legislative Assembly."

H. B. No. 267 do pass.

H. B. No. 160 do pass.

H. B. No. 367 do pass.

Substitute H. B. No. 117 do pass.

H. B. No. 215 the enacting clause be stricken out.

H. B. No. 357 do pass.

H. B. No. 314 the enacting clause be stricken out.

H. B. No. 353 do pass.

H. B. No. 359 do pass.

H. B. No. 337 do pass.

H. B. No. 354 do pass.

H. B. No. 362 do pass.

H. B. No. 347 do pass.

SPENCER, Chairman.

Report adopted.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Engrossment, beg leave to report back the following Bills correctly engrossed: H. B. No. 73, H. B. No. 115, H. B. No. 108, H. B. No. 296, Sub. H. B. No. 17, Sub. H. B. No. 113, H. B. No. 328, H. B. No. 56, H. B. No. 66.

AUSTIN, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS.

Substitute H. B. No. 113, by Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold, Austin, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Barsier, Brockway, Brooks, Cady, Carlson, Cooney, Dillavou, English, Faust, Felton, Geis, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Worden, Mr. Speaker. Total, 62.

Noes: Allen, Anderson, King, Rodgers, Rouleau, Snell, Spratt, Stevens, Stoner, Wilcomb. Total, 10.

Absent and not voting: Beley, Black, Brown (Lewis and Clark), Brown (Mineral), Buell, Cavanaugh, Charters, Chatfield, Conser, Covell, Crumbaker, Daily, Dodds, Dowlin, (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Gillette, Goodland, Haskell, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Ray, Sales, Scharnikow, Sickler, Swift, Treloar, Troy, Wade, Wallace, Warren, Williams. Total, 36.

Substitute House Bill No. 17 by Military Affairs, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Cooney, Covell, Crumbaker, Dillavou, English, Faust, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spratt, Stevens, Stoner, Swift, Wade, Wilcomb, Worden, Mr. Speaker. Total, 51.

Noes: MacDonald (Flathead). Total, 1.

Absent and not voting: Bergeson, Black, Brooks, Brown (Mineral), Buell, Charters, Chatfield, Conser, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Felton, Gillette, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Parsons, Ray, Sales, Scharnikow, Sickler, Treloar, Troy, Wallace, Warren, Williams. Total, 32.

House Bill No. 296, by Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cady, Cavanaugh, Chatfield, Covell, Daily, Dillavou, English, Faust, Felton, Geis, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sandy, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Stevens, Wade, Worden, Mr. Speaker. Total, 67.

Noes: Blomquist, King, Ogden, Rouleau, Spencer, Spratt, Stoner, Swift, Wilcomb. Total, 9.

Absent and not voting: Black, Brown (Mineral), Buell, Carlson, Charters, Conser, Cooney, Crumbaker, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Gillette, Goodland, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, O'Hara, Sales, Scharnikow, Shoemaker (Yellowstone), Sickler, Treloar, Troy, Wallace, Warren, Williams. Total, 32.

House Bill No. 108, by Committee on Appropriations, having been read several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Conser, Cooney, Covell, Dillavou, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Haynes, Hills, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Stoner, Swift, Wade, Wilcomb, Worden, Mr. Speaker. Total, 76.

Noes: O'Hara, Skulason, Spratt. Total, 3.

Absent and not voting: Black, Brown (Mineral), Buell, Charters, Chatfield, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dunbar, Dunn, Goodland, Gullidge, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), King, Roberts, Sales, Scharnikow, Sickler, Stevens, Treloar, Troy, Wallace, Warren, Williams. Total, 29.

House Bill No. 115, by Revenue and Taxation committee, having been read several times, title and history agreed to, was passed by the following vote: Ayes: Allen, Anderson, Arnold, Austin, Beley, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Cady, Cavanaugh, Cooney, Covell, Faust, Felton, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Kemp, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Wade, Wilcomb, Worden, Mr. Speaker. Total, 64.

Noes: Brockway, Carlson, Kenyon, King, Rodgers, Rouleau. Total, 6.

Absent and not voting: Bell, Black, Brown (Mineral), Buell, Charters, Chatfield, Conser, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Geis, Gillette, Goodland, Gullidge, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), McQuarrie, Penewell, Rickard, Sales, Scharnikow, Sickler, Stevens, Treloar, Troy, Wallace, Warren, Williams. Total, 38.

H. B. No. 73, by Geis, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brooks, Cady, Cooney, Covell, Faust, Gullidge, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Johnson, Haynes, Hills, Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, McDonald (Silver Bow), MacDonald (Flathead), McQuarrie, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Swift, Wade, Wilcomb, Worden, Mr. Speaker. Total, 65.

Noes: Brockway, Brown (Lewis and Clark), Carlson, Rouleau, Stoner, Worden. Total, 5.

Absent and not voting: Black, Brown (Mineral), Buell, Cavanaugh, Chatfield, Conser, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud),

Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Gillette, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, King, Northey, Ogden, Penewell, Rhoads, Sales, Scharnikow, Sickler, Stevens, Treloar, Troy, Wallace, Warren, Williams, Total, 38.

Substitute H. B. No. 56, by Senate and House Committee on Workmen's Compensation, acting jointly, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Blomquist, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Carlson, Cavanaugh, Cooney, Covell, Dillavou, English, Fairgrieve, Faust, Felton, Geis, Goodman, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Johnson (Silver Bow), Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Wade, Wilcomb, Worden, Mr. Speaker. Total, 70.

Noes: Snell. Total, 1.

Absent and not voting: Black, Brasier, Brown (Mineral), Buell, Cly, Charters, Chatfield, Conser, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Gillette, Goodland, Gullidge, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, King, Knudsvig, Penewell, Rhoads, Sales, Scharnikow, Sickler, Treloar, Troy, Wallace, Warren, Williams. Total, 37.

H. B. No. 328, by Fairgrieve, having been read three several times, title and history agreed to, failed of passage by the following vote:

Ayes: Bergeson, Blomquist, Brooks, Brown (Lewis and Clark), Cly, Cavanaugh, English, Fairgrieve, Felton, Goodland, Green (Flathead), O'Hara, Peden, Perrine, Ray, Reeves, Rickard, Rixon, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Mr. Speaker. Total, 32.

Noes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Bohling, Boorman, Brasier, Brockway, Cooney, Covell, Dillavou, Geis, Goodman, Green (Dawson), Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Penewell, Phelps, Provinse, Reid, Rhoads, Riggs, Rodgers, Stevens, Wilcomb, Worden. Total, 43.

Absent and not voting: Black, Brown (Mineral), Buell, Carlson, Charters, Chatfield, Conser, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Gillette, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Lakin, Roberts, Sales, Scharnikow, Shoemaker (Yellowstone), Sickler, Treloar, Troy, Wade, Wallace, Warren, Williams. Total, 33.

H. B. No. 66, by Silver, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cly, Cavanaugh, Cooney, Covell, Dillavou, English, Faust, Felton, Geis, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Wade, Wilcomb, Worden, Mr. Speaker. Total, 74.

Noes: Reid. Total, 1.

Absent and not voting: Black, Brown (Mineral), Buell, Carlson, Charters, Chatfield, Conser, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Gillette, Haskell, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, King, Knudsvig, Penewell, Rhoads, Sales, Scharnikow, Sickler, Treloar, Troy, Wade, Wallace, Warren, Williams. Total, 33.

(Deer Lodge), Johnson (Fergus), Jones, Lakin, Larson, MacDonald (Flat-
 1), Sales, Scharnikow, Sickler, Treloar, Troy, Wallace, Warren, Williams.
 al, 33.

Upon motion, by Bergeson, duly seconded and carried, House adjourned until
 10 o'clock A. M. Monday, February 21, 1921.

ist:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FIFTIETH DAY

House of Representatives, February 21, 1921.

House met at 10:00 o'clock A. M. pursuant to adjournment.

Mr. Speaker in the chair.

Prayer by Chaplain.

Roll called and all present except:

Quorum present.

The Journal Committee reported as follows:

Speaker:

We, your Committee on the Journal, have this day examined the Journal
 the forty-eighth legislative day, and have found same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman.

REPORTS OF STANDING COMMITTEES.

The following reports were received from the Standing Committees:

Speaker:

We, your Committee on Railroads and Transportation, having had under
 consideration H. B. No. 20, by Felton, entitled: "An Act to permit common car-
 1s to carry free or at reduced rates, secretaries of Commercial Clubs or or-
 2gizations or the representatives of such," respectfully report as follows: That
 3se Bill No. 20 do not pass.

Report adopted.

BROWN (Lewis and Clark), Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred
 to Committees as follows:

Substitute for S. B. No. 130, by Greening, a Bill for an Act entitled: "An
 1to amend Section 51 of Chapter 89 of the Laws of the Fourteenth Legisla-
 2to Assembly of the State of Montana as amended by Section 3 of Chapter 148
 3the laws of the Fifteenth Legislative Assembly." Referred to Committee on
 4ks and Banking.

S. B. No. 126, by Pauline, a bill for an Act entitled: "An Act relating to
 1ls of irrigation districts, providing under what circumstances such bonds
 2be legal investments, for funds of banks, insurance companies and trust
 3panies, trust funds, state school funds and any money or funds which may
 4or hereafter be invested in bonds of cities, counties, school districts or mu-
 5icipalities, and providing under what circumstances the use of bonds of irriga-
 6districts as security for the performance of any act may be authorized."
 7ferred to Committee on Irrigation and Water Rights.

S. B. No. 225, by Harmon, a bill for an Act entitled: "An Act amending
 1ion 2109 of Chapter 76 of the Session Laws of 1913 as amended by Chapter
 2of the Session Laws of 1919, relating to the submission to electors of the
 3tion of a bond issue for county high schools." Referred to Committee on
 4ation.

S. B. No. 169, introduced by Long, a bill for an act entitled: "An Act pro-
 1ng for the issuance of bonds by irrigation districts, created and organized
 2r and by virtue of the provisions of Chapter 146 of the Laws of Montana of
 3as amended, for the redemption and payment of the bonds and warrants of
 4districts." Referred to Committee on Irrigation and Water Rights.

S. B. No. 186 by Committee on Insurance. A bill for an Act entitled: "An Act to authorize the valuation of bonds and other securities held by life insurance companies, assessment life associations and fraternal beneficiary associations by the amortization method." Referred to Committee on Insurance.

S. B. No. 203, by Slattery. A bill for an Act entitled: "An Act forbidding the payment of the traveling and other expenses of state, county, city and school district officers, when in attendance upon any convention, meeting or gathering other than such as they may be required by law to attend." Referred to Committee on Education.

S. B. No. 214, by Donlan. A bill for an Act entitled: "An Act to provide for the storing of flood waters and giving to the person so storing the use and ownership thereof." Referred to Committee on Water Rights and Irrigation.

S. B. No. 141, by Junod. A bill for an Act entitled: "An Act establishing a state highway commissioner; prescribing the powers and duties thereof, and authorizing the construction, maintenance, repair and marking of public roads and bridges; creating a State Highway fund; imposing certain duties on county and local officials, and assenting to the federal aid act of congress, approved July 11, 1916, and all other acts granting aid for public highways; and authorizing the state highway commission to co-operate with the United States government in the construction of roads and bridges; and repealing Chapter 70, Session Laws of the Fifteenth Legislative Assembly of the State of Montana." Referred to Committee on Highways.

S. B. No. 223 by Pauline, a bill for an Act entitled: "An Act declaring the waters within the State of Montana to belong to the State and held in trust for the people of the State for use within the State, and forbidding the diversion, control, impounding or restraining of such waters within the State for use outside thereof." Referred to Committee on Irrigation and Water Rights.

S. B. No. 230, by Dearborn, a bill for an Act entitled: "An Act to prevent fraud in the sale or disposition of stocks, bonds and other securities, and providing penalties for violation thereof." Referred to Committee on Judiciary.

S. B. No. 229, by Craig, a bill for an Act entitled: "An Act regulating the issuance and circulation of statements affecting candidates for office at any primary or general election, and providing a penalty for the violation thereof." Referred to Committee on Privileges and Elections.

S. B. No. 257 by Burlingame, a bill for an Act entitled: "An Act to provide retirement compensation for honorable and extended service in the judicial department of State." Referred to Judiciary Committee.

S. B. No. 246 by Lenthold, a bill for an Act entitled: "An Act to amend Section 1306 of the Revised Codes of Montana of 1907, as amended by Chapter 10 of the Session Laws of 1909, relating to Farmers' Institutes." Referred to Committee on Agriculture.

S. B. No. 241, by Cone, a bill for an Act entitled: "An Act amending Section 2756 of the Revised Codes of Montana of 1907, as amended by Chapter 54 of the Laws of the Seventeenth Legislative Assembly of 1921, relating to appointment of license fees." Referred to Committee on Judiciary.

S. B. No. 217, by Siegfriedt, a bill for an Act entitled: "An Act prohibiting the manufacture or sale, or the possession with intent to sell, any article of food containing saccharin, and providing a penalty for its violation." Referred to Committee on Public Health and Sanitary Affairs.

S. J. Res. No. 7 by Junod, a resolution relating to the endorsement of the McFadden Bill to protect the gold monetary reserve of the United States by stimulating the gold production. Referred to Committee on Federal Relations.

Sub. for S. B. No. 218 by Booth, a bill for an Act entitled: "An Act to repeal Section 12 of Senate Bill No. 38, entitled: 'An Act relating to the management of corporations, providing for the amendment of their articles of incorporation, designating the particulars in which such articles of incorporation may be amended and the method by which such amendment may be effected; providing a method whereby a corporation may create or increase a bonded indebtedness and repealing Sections 3812, 3813, 3814, 3826, 3827, 3828, 3849, 394 and 3907 of the Revised Codes of 1907, and Chapter 100 of the Laws of the Fourteenth Legislative Assembly of 1915, and all Acts and parts of Acts in conflict

ith,' passed by the Seventeenth Legislative Assembly, and signed and approved by the Governor February 1st, 1921." Referred to Committee on Judiciary.

J. Mem. No. 3 by Griffin, (By Request of L. V. Bogy.) Referred to Committee on Federal Relations.

B. No. 258 by Booth, a Bill for an Act entitled: "An Act to repeal chapter 30 of the Laws of the Sixteenth Extraordinary Legislative Assembly of Montana." Referred to Committee on Judiciary.

B. No. 288, by Paul, a Bill for an Act entitled: "An Act making it the duty of the owner or person holding possessory right to unfenced agricultural or mining land, or patented mining claim, lying within the boundaries of National Forest Reserves, or adjacent thereto, to mark the boundaries thereof, to prevent recovery of damages for trespasses by herded sheep on said land if the same is unmarked." Referred to Committee on Judiciary.

B. No. 208 by Greening, a Bill for an Act entitled: "An Act to authorize National Banks in Montana to accept drafts and deal in acceptances." Referred to Committee on Banks and Banking.

Sub. for S. B. Nos. 238 and 245, by Leuthold and White, a Bill for an Act entitled: "An Act creating, fixing and establishing a standard grade for certain grades of hay sold or offered for sale within the State of Montana; providing that it shall be unlawful to sell or offer for sale within the State of Montana any grade of hay so standardized unless such species of hay meets the requirements of such Act; providing a penalty therefor; and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Agriculture.

B. No. 275, by Edwards, a Bill for an Act entitled: "An Act amending chapter 3674 of the Revised Codes of Montana of 1907, relative to the period of time necessary for the granting of a divorce." Referred to Committee on Judiciary.

B. No. 260, by Dearborn, a Bill for an Act entitled: "An Act to amend chapter 70 of chapter 226 of the Session Laws of the Sixteenth Legislative Assembly, entitled: 'An Act to provide for the creation, organization and classification of new counties; for locating county seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations between such new counties and other counties and to repeal chapter 139 of the Session Laws of the Fourteenth Legislative Assembly of 1915,' relating to the manner of settlement of indebtedness between old and new counties, and providing that such indebtedness shall be an asset of the creditor county." Referred to Committee on Judiciary.

B. No. 226, by Slattery, a Bill for an Act entitled: "An Act establishing in the counties of Richland, Roosevelt, Daniels, McCone, Valley, Garfield, Stillwater, Rosebud and Dawson, a closed season of Grouse, Prairie Chickens, Sage Hens, Fool Hens, Pheasant, Partridges, and Deer." Referred to Committee on Fish and Game.

B. No. 153, by Junod, a Bill for an Act entitled: "An Act regulating the business of auditing and abstracting life insurance policies and annuities, providing for a license for the conduct of such business and prescribing penalties for violation of this Act." Referred to Committee on Insurance.

B. No. 262, by Lewis, a Bill for an Act entitled: "An Act repealing chapter 104 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, the same being an Act entitled: 'An Act prohibiting the foreclosure of real estate of chattel mortgages executed by soldiers, sailors or marines honorably discharged from the military or naval service of the United States one year from the date of such discharge, and providing penalties for the violation of this Act.'" Referred to Committee on Judiciary.

B. No. 273, by Heren, a Bill for an Act entitled: "An Act to amend chapter 3618 of the Revised Codes of Montana of 1907, relating to marriage contracts." Referred to Committee on Judiciary.

B. No. 274, by Heren, a Bill for an Act entitled: "An Act authorizing the Board of Health and all departments under its jurisdiction to issue certified copies of records, prescribing the fee to be charged therefor and authorizing the use of said copies as evidence." Referred to Committee on Judiciary.

Sub. S. B. No. 207, a Bill for an Act entitled: "An Act to amend sub-division 4 of section 51 of chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by section 15 of chapter 196 of the Session Laws of the Sixteenth Legislative Assembly of Montana of 1919, relating to the reports of clerks of school districts and high schools." Referred to Committee on Education.

Sub. S. B. No. 198, by Connelly, a Bill for an Act entitled: "An Act to amend section 2927 and 2932 of the Revised Codes of Montana of 1911, as amended by chapter 131 of the Laws of the Fifteenth Legislative Assembly, relating to county fairs." Referred to Committee on Fairs and Expositions.

S. B. No. 233, by Coburn, a Bill for an Act entitled: "An Act to provide a lien on growing crop and grain threshed therefrom for the purchase price of hail insurance or money due from hail insurance for the protection of such crop in the then current year." Referred to Committee on Judiciary.

S. B. No. 174, by Harmon, a Bill for an Act entitled: "An Act to amend chapter 226 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and all Acts amendatory thereof, relating to the creation, organization and classification of new counties." Referred to Committee on Judiciary.

S. B. No. 281, by Dearborn, a Bill for an Act entitled: "An Act to provide for the investment by the State Board of Examiners, State of Montana, not to exceed \$35,000.00 of the Funds available or becoming available from the State Capitol Public Land Grant, on lands adjacent to the State Capitol building grounds of the State of Montana." Referred to Committee on State Institutions, Buildings and Grounds.

S. B. No. 104, by Slattery, a Bill for an Act entitled: "An Act to amend chapter 21 of the Laws enacted at the Extraordinary Session of the Sixteenth Legislative Assembly of the State of Montana, approved August 11, 1919, relating to the Montana Trade Commission." Referred to Committee on Judiciary.

S. B. No. 190, by Edwards, a Bill for an Act entitled: "An Act amending sub-division 2 of section 201 of chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of Montana as amended by section 4 of chapter 196 of the Laws of the Sixteenth Legislative Assembly of Montana, relating to the staff of the superintendent of public instruction." Referred to Committee on Education.

S. B. No. 244, by Hazelbaker, a Bill for an Act entitled: "An Act to establish a fish and game preserve in the Beaverhead National Forest, for the protection of fish and game animals and birds, and providing a penalty for killing, hunting, catching, or pursuing any such fish or game animals or birds in such preserve." Referred to Committee on Fish and Game.

S. B. No. 256, by Foster, a Bill for an Act entitled: "An Act to amend section 1 of chapter 99 of the Session Laws of the Sixteenth Legislative Assembly, entitled, 'An Act to amend section 4313, 4315 and 4317 of the Revised Codes of the State of Montana of 1907, relating to liability for killing stock.'" Referred to Committee on Judiciary.

S. B. No. 213, by Heren, a Bill for an Act entitled: "An Act defining and regulating common carrier pipe lines and granting to them the right of eminent domain; empowering the railroad commission of Montana to regulate the rates, charges and business of such common carrier pipe lines, prohibiting discrimination by said pipe lines and providing penalties for the violation of this Act." Referred to Committee on Judiciary.

MOTIONS AND RESOLUTIONS.

Upon motion by Rickard, duly seconded and carried, Sub. for H. B. No. 148 was reported correctly printed and placed upon General Orders.

Upon motion by Silver, duly seconded and carried, H. B. No. 367 was reported from Third Reading and referred to Committee on Highways.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following bills were introduced, read first and second times, and referred to committees as follows:

Speaker:

I, your Committee on Printing, to whom was referred House Bills No. 33, 358, 338, 369, 307, 356, S. B. 148, S. B. 249, beg leave to report that we have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Upon motion by Brockway, duly seconded and carried, the action taken by committee of the Whole on H. B. No. 97 was reconsidered and H. B. No. 97 placed at head of list.

Mr. Masier moved that vote by which H. B. No. 328 passed be reconsidered.

As a sub-motion Rodgers moved that above motion be laid upon the table, seconded and carried.

Upon motion by Dillavou the House now resolved itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and number only, and open to amendment, unless upon demand of any one or they be read at length, debate to be limited to ten minutes to each side.

GENERAL ORDERS.

McQuarrie in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Speaker:

I, your Committee of the Whole, having had under consideration business General Orders, respectfully report as follows:

H. B. No. 97 do pass as amended.

Amendments to H. B. No. 97. Amend section 2 by striking out in line 6 the words "its chief engineer" and inserting in lieu thereof the words "the state engineer."

Amend Section 2 by inserting after the word "employ" in line 3, the words "in the direction of the state engineer."

Amend section 2, line 17 by inserting after the word "rights" the words "exclusive Water Rights."

Amend Section 4 by striking out in line 41, the words "Its Chief Engineer," and inserting in lieu thereof the words "The State Engineer."

Amend Section 37 by striking out in line 4 the word "Thirty," and inserting in lieu thereof the word "ninety."

Amend Section 42 by striking out in line 1 the words "eight o'clock A. M.," and inserting in lieu thereof the words "Twelve o'clock P. M."

Amend Section 51 by striking out in line 34 the words "laws of this State," and inserting in lieu thereof the words "the provisions of this Act."

Amend Section 53 by striking out in line 2 the words "Mining or Agricultural" in line 4 the words "Mining or Agricultural," and inserting in line 6 after the word "Agricultural" the words "or other."

Amend Section 54 by inserting after the word "therein" in line 4, the words "which shall not permit any interference with or encroachment on the interest of any of the persons or person."

Amend Section 57 by striking out in line 1 the word "required" and inserting in lieu thereof the word "acquired."

Amend Section 70 by striking out in line 2 the word "Engineer."

Ch. 148 do pass.

6 do pass.

9 do pass.

8 do pass.

8 do pass.

3 do pass.

4 that the enacting clause be stricken out.

Report adopted.

McQUARRIE, Chairman.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Engrossment, to whom was referred House Bills Nos. 367, 160, 355, 245, 144, 351, 357, 126, 343, 362, 279 and 193, beg leave to report that the same have this date been returned properly engrossed.

Report adopted.

AUSTIN, Chairman

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 368, introduced by Kenyon, a bill for an Act entitled: "An Act to provide for the erection of a tablet in memory of the late Doctor McCray; and appropriating money therefor," beg to report the same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 283, introduced by Committee on Appropriations: A bill for an Act entitled: "An Act appropriating money for the payment of salaries and expenses of District Judges, salaries of County Attorneys and for transportation of prisoners for the period beginning March 1, 1921, and ending June 30, 1921," beg to report the same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 284, introduced by Committee on Appropriations, a Bill for an Act entitled:

"An Act appropriating money for the payment of salaries and expenses of District Judges, salaries of County Attorneys and for transportation of prisoners for the period beginning July 1, 1921 and ending June 30, 1923," respectfully report as follows: That Section 2 thereof be amended by adding thereto the following: "Provided that should this act or any part thereof be attacked and its constitutionality questioned in any court proceeding, then and in that event it is hereby declared the intent of the Legislative Assembly to appropriate in each of the various items embraced in Section 2 hereof, twelve (12) equal amounts for each of the twelve (12) months from July 1, 1922 to June 30, 1923, and that any decision affecting the constitutionality of said Act shall affect only that portion of said appropriation items for the months of March, April, May and June for the year 1923, and shall not affect any other part or portion of said appropriation." And your Committee recommends, that as so amended, said bill do pass.

BUELL, Chairman

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 172, introduced by the Committee on Appropriations, a bill for an Act entitled: "An Act appropriating money for the maintenance of certain of the executive departments and the judicial department of the State of Montana for two years, beginning July 1st, 1921, and ending June 30, 1923," respectfully report as follows: That Section 2 thereof be amended by adding thereto the following: "Provided, that should this Act or any part thereof be attacked and its constitutionality questioned in any court proceeding, then and in that event it is hereby declared the intent of the Legislative Assembly to appropriate in each of the various items embraced in Section 2 hereof, twelve (12) equal amounts for each of the twelve (12) months from July 1, 1922, to June 30, 1923, and that any decision affecting the constitutionality of said act shall affect only that portion of said appropriation items for the months of March, April, May and June for the year 1923, and shall not affect any other part or portion of said appropriation." and that as so amended said bill do pass.

Report adopted.

BUELL, Chairman

Mr. Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 196, introduced by Skulason, a bill for an Act entitled: An

to amend Section 4845 of the Revised Codes of Montana, relating to Water s." respectfully report as follows: That H. B. No. 116 do not pass.
Report adopted.

FAUST, Chairman.

INDUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 373, by Committee on Appropriations, a Bill for an Act entitled: Act appropriating money for the maintenance of the institutions comprising the University of Montana for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Appropriations.

H. B. No. 374 by Committee on Appropriations, a bill for an Act entitled: Act appropriating money for the maintenance of the institutions comprising the University of Montana for the period beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Appropriations.

H. B. No. 375, by Committee on Appropriations, a Bill for an Act entitled: Act directing the State Board of Examiners and the State Auditor to transmit sums to and from certain special accounts and appropriation accounts, for the purpose of correcting errors." Referred to Committee on Appropriations.

H. B. No. 376, by Skulason, a Bill for an Act entitled: "An Act relating to assessment and taxation of personal property, including livestock, and repealing Section 2531 of the Revised Codes of Montana of 1907." Referred to Committee on Revenue and Taxation.

Upon motion, duly seconded and carried, House recessed until 2:00 o'clock P.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in chair.

On motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 116, a Bill for an Act entitled: "An Act appropriating money for the maintenance of certain of the executive departments and the judicial department of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921." beg to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Bills Nos. 7, 14, beg to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

MOTIONS AND RESOLUTIONS.

Upon motion by Austin, duly seconded and carried, H. B. No. 97 was read properly engrossed and placed upon Third Reading.

Upon motion by Dillavou, duly seconded and carried, H. B. No. 343 was taken from Third Reading and re-referred to Judiciary Committee.

Upon motion by Faust, duly seconded and carried, S. B. No. 104 was taken from Committee on Judiciary and re-referred to Committee on Public Utilities.

On motion, House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times and referred to Committees as follows:

H. B. No. 377, by Sub-Committee on Appropriations and Deficiency Claims, a bill for an Act entitled: "An Act appropriating money to reimburse the common school interest and income fund for the salaries and expenses of the officers and employees of the Department of State Lands, the office of the State Land Agent, the State Forester's Department and the Fourth Assistant Attorney General, and stenographer to such Assistant Attorney General, for the period from December 6, 1920, to January 31, 1921, inclusive, and to provide for the payment of the salaries and expenses of such officers and employees for the month of February, 1921." Referred to Committee on Appropriations.

Upon motion by Skulason, duly seconded and carried, House now resolved itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and section number only, and open to amendment and debate to be limited to fifteen minutes to each side.

GENERAL ORDERS.

McQuarrie in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration Business General Orders, respectfully report as follows:

H. B. No. 49, the enacting clause be stricken out.

Sub. H. B. No. 249 do pass.

H. B. No. 273 do pass.

H. B. No. 322 do pass.

H. B. No. 366 do pass.

H. B. No. 137 do pass.

H. B. No. 335 do pass as amended:

Amend Section 1, page 2, line 21, of printed bill by adding the word "and" after the word "Roosevelt."

H. B. No. 172 do pass.

H. B. No. 171 do pass.

H. B. No. 7 do pass (as amended by Committee on Revenue and Taxation).

H. B. No. 151 do pass.

Report adopted.

McQUARRIE, Chairman.

On motion, H. B. No. 335 was segregated and placed at head of calendar General Orders.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 363, 365, and 11, beg leave to report the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Engrossment, beg leave to report the following H. B. correctly engrossed: H. B. 356, 333, 266, 347, 359, 337, 346, 320, 353, 148, and 116.

AUSTIN, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 4, introduced by the Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money for the maintenance of the Institutions comprising

University of Montana for the period beginning July 1, 1921, and ending June 30, 1923," beg leave to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 3, a Bill for an Act entitled: "An Act directing the State Board of Examiners the State Auditor to transfer certain sums to and from certain special accounts and appropriation accounts for the purpose of correcting errors," beg to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 3, a Bill for an Act entitled: "An Act appropriating money for the maintenance of the institutions comprising the University of Montana for the period beginning March 1, 1921, and ending June 30, 1921," beg to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Mines and Mining, having had under consideration S. B. No. 197, by Page, a Bill for an Act entitled: "An Act forbidding the casting or throwing of any materials in any mining shaft, drift, tunnel, or opening on any mining claim or property, or causing the same to cave in, or rendered less value, and prescribing a penalty therefor," respectfully report as follows: That S. B. No. 197 be concurred in.

TRELOAR, Chairman.

Report adopted.

Speaker:

We, your Committee on Mines and Mining, having had under consideration S. B. No. 336, introduced by Hunter, being a Bill for an Act entitled: "An Act amend section 93, chapter 120, of the Session Laws of the Twelfth Legislative Assembly, as amended, known as 'An Act to regulate the operation of all mines in the State of Montana' providing for the maintenance of ambulance coal mines," respectfully report as follows: That H. B. No. 336 do pass.

TRELOAR, Chairman.

Report adopted.

Speaker:

We, your Committee on Petroleum, Oil and Gas, having had under consideration S. B. No. 124, introduced by McCone, entitled: "An Act for the protection and conservation of the supply of natural gas of the State of Montana, prohibiting the waste and wasteful use of natural gas through the burning or consumption thereof for the manufacturing or producing of carbon or other products therefrom, prohibiting the taking, using, sale or other disposition of natural gas from gas wells for such purposes, and providing penalties for the violation of such act," respectfully report that S. B. No. 124 be concurred in.

ROBERTS, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS.

Upon motion by MacDonald (Flathead), duly seconded and carried, the report of the Committee of the Whole, relative to H. B. No. 241, was re-considered and the bill was referred to General Orders.

On motion House reverted to Order of Business No. 5,

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to committees as follows:

H. J. Mem. No. 16, by Hathaway, Memorial concerning House Bill No. 10925 known as the Shepherd-Towner Bill, now pending congressional action was passed by an aye and no vote.

THIRD READING OF HOUSE BILLS.

House Bill No. 351, by Brockway, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dunbar, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Parsons, Peden, Penewell, Perrine, Provinse, Reeves, Reid, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total 83.

Noes: Ogden. Total, 1.

Absent and not voting: Beley, Bergeson, Black, Brasier, Charters, Crumbaker, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Haskell, Johnson (Fergus), Jones, Kemp, O'Hara, Phelps, Ray, Rhoads, Rickard, Shoemaker (Yellowstone), Wade, Warren, Worden. Total, 24.

House Bill No. 357, by MacDonald of Flathead, having been read three several times, history and title agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Brown (Mineral), Carlson, Cavanaugh, Chatfield, Cooney, Covell, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Knudsvig, Lakin, MacDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Riggs, Rixon, Roberts, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Sickler, Silver, Smith, Snell, Spencer, Stevens, Swift, Troy, Wallace, Williams, Mr. Speaker. Total, 66.

Noes: Cady, Daily, Kemp, McQuarrie, Phelps, Sandy, Skulason, Treloar, Wilcomb, Worden, Mr. Speaker. Total, 11.

Absent and not voting: Beley, Bergeson, Brasier, Brooks, Buell, Charters, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, Hanson, Haskell, Johnson (Fergus), Kenyon, King, Larson, MacDonald (Flathead), O'Hara, Rhoads, Rickard, Rodgers, Rouleau, Shoemaker (Yellowstone), Sattler, Stoner, Wade, Warren. Total, 31.

H. B. No. 355, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Chatfield, Cooney, Daily, Dowlin (Yellowstone), English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Knudsvig, Lakin, Larson, McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total, 78.

Noes: Ogden and Reid. Total 2.

absent and not voting: Beley, Bergeson, Brasier, Brooks, Brown (Mineral), Charters, Conser, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Ear, Dunn, Felton, Haskell, Johnson (Fergus), Kenyon, King, MacDonald (Flathead), McDonald (Silver Bow), Rhoads, Rodgers, Rouleau, Sickler, Wade, Warren. Total, 28.

House Bill No. 144, by Rixon, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold, Austin, Bell, Bergeson, Black, Bohling, Brockway, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Chatfield, Conser, Dodds, Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Felton, Gillette, Goodland, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, O'Hara, Parsons, Peden, Perrine, Phelps, Ray, Reeves, Rhoads, Rickard, Rixon, Sales, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Spencer, Spratt, Williams. Total, 51.

Noes: Anderson, Berglin, Blomquist, Boorman, Cooney, Covell, Daily, Geis, Hanson, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Jones, Kemp, Kenyon, Lakin, McQuarrie, Ogden, Penewell, Reid, Riggs, Roberts, Rouleau, Sales, Scharnikow, Scofield, Sickler, Smith, Stevens, Stoner, Swift, Treloar, Warren, Wade, Wallace, Wilcomb, Mr. Speaker. Total, 39.

Absent and not voting: Allen, Beley, Brasier, Brooks, Brown (Mineral), Charters, Crumbaker, Dillavou, Dowlin (Rosebud), Dunn, Faust, Haskell, Johnson (Fergus), King, Provinse, Rodgers, Warren. Total, 18.

The Speaker gave notice and signed in open session the following bills:

H. B. No. 140 by Judiciary Committee. Sub. H. B. No. 50 by Committee on Revenue and Taxation.

Speaker Pro Tem in chair.

H. B. No. 126, by Johnson of Silver Bow, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Bell, Bergeson, Berglin, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Carlson, Cavanaugh, Conser, Cooney, Cady, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Faust, Felton, Gillette, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Provinse, Reeves, Reid, Rhoads, Riggs, Roberts, Rodgers, Rouleau, Sandy, Scharnikow, Sickler, Shoemaker (Yellowstone), Sickler, Silver, Smith, Spratt, Stevens, Stoner, Treloar, Troy, Wallace, Williams, Worden. Total, 75.

Noes: Black, Gullidge, Perrine, Spencer. Total, 4.

Absent and not voting: Arnold, Austin, Beley, Blomquist, Brasier, Brown (Mineral), Buell, Cady, Charters, Chatfield, Crumbaker, Dowlin (Rosebud), Dunn, Dunn, Fairgrieve, Goodland, Haskell, Johnson (Fergus), MacDonald (Flathead), Rickard, Rixon, Sales, Shoemaker (Lewis and Clark), Skulason, Snell, Warren, Wilcomb, Mr. Speaker. Total, 29.

H. B. No. 279, by Committee on Insurance, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brockway, Brooks, Cavanaugh, Daily, Dowlin (Yellowstone), English, Faust, Hanson, Gillette, Goodman, Gullidge, Hanson, Johnson (Silver Bow), Kenyon, Lakin, MacDonald (Silver Bow), Ogden, Parsons, Penewell, Provinse, Ray, Reeves, Rhoads, Riggs, Rixon, Roberts, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Snell, Stevens, Wade, Worden. Total, 45.

Noes: Arnold, Blomquist, Brown (Lewis and Clark), Brown (Mineral), Cooney, Covell, Dillavou, Dodds, Dunbar, Geis, Green (Dawson), Green (Flathead), Hathaway, Haynes, Hills, Kemp, King, Knudsvig, Larson, Rouleau, Sales, Sickler, Smith, Spratt, Stoner, Swift, Troy, Wallace, Williams, MacDonald (Flathead), McQuarrie, Northey, O'Hara, Peden, Perrine, Phelps. Total, 37.

Absent and not voting: Austin, Beley, Brasier, Buell, Cady, Charters, Chatfield, Conser, Crumbaker, Dowlin (Rosebud), Dunn, Fairgrieve, Goodland, Has-

kell, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Rickard, Rodgers, Shoemaker (Lewis and Clark), Spencer, Treloar, Warren, Wilcomb, Mr. Speaker. Total, 26.

H. B. No. 245, by Roberts, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dodds, English, Faust, Felton, Geis, Gillette, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Silver Bow), McQuarrie, Knudsvig, Lakin, MacDonald (Flathead), McDonald (Silver Bow), Kemp, Kenyon, King, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total, 83.

Noes: Dowlin (Yellowstone). Total, 1.

Absent and not voting: Allen, Beley, Brasier, Brooks, Buell, Cady, Carlson, Charters, Chatfield, Crumbaker, Dowlin (Rosebud), Dunbar, Dunn, Fairgrieve, Goodman, Haskell, Hunter, Johnson (Fergus), Jones, Larson, Stoner, Swift, Warren, Mr. Speaker. Total, 24.

H. B. No. 262, by Scharnikow, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Austin, Bell, Bergeson, Black, Blomquist, Bohling, Brockway, Brooks, Brown (Lewis and Clark), Carlson, Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Faust, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Roberts, Rodgers, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden. Total 78.

Noes: None.

Absent and not voting: Allen, Arnold, Beley, Berglin, Boorman, Brasier, Brown (Mineral), Buell, Cady, Charters, Chatfield, Crumbaker, Dowlin (Rosebud), Dunbar, Dunn, Fairgrieve, Felton, Geis, Hanson, Haskell, Hunter, Johnson (Fergus), Jones, Rickard, Rixon, Sales, Stevens, Warren, Wilcomb, Mr. Speaker. Total 30.

Jones moved that the vote by which H. B. No. 279 was passed, be reconsidered.

As a substitute, MacDonald of Flathead, moved that the above motion be laid upon the table.

As a substitute for all pending motions, Rixon moved that H. B. No. 279 be re-referred to the Committee on Insurance, seconded and carried.

H. B. No. 160 by Green of Flathead, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Blomquist, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, English, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Haynes, Hanson, Hills, Johnson (Silver Bow), Jones, Kemp, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Perrine, Phelps, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 78.

Noes: None.

absent and not voting: Beley, Black, Bohling, Brasier, Brown (Mineral), Charters, Crumbaker, Dowlin (Rosebud), Dunn, Fairgrieve, Gullidge, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kenyon, McQuarrie, O'Hara, Penewell, Provinse, Ray, Scharnikow, Sickler, Stoner, Warren, Mr. Speaker. Total 30.

B. No. 193, by Silver, having been read three several times, title and history agreed to, was passed by the following vote:

yes: Allen, Arnold, Blomquist, Brockway, Charters, Dowlin (Yellowstone), (Lewis and Clark), Brown (Mineral), Carlson, Cavanaugh, Covell, Engfaust, Felton, Geis, Goodland, Goodman, Hanson, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kenyon, King, Larson, McDonald (Silver Bow), Northey, O'Hara, Parsons, Peden, Rickard, Riggs, Reeves, Rouleau, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Spratt, Spencer, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams. Total 51.
noes: Anderson, Austin, Bell, Berglin, Bohling, Boorman, Brooks, Chatfield, Dodds, Dunbar, Gillette, Green (Dawson), Gullidge, Kemp, Knudsvig, MacDonald (Flathead), McQuarrie, Ogden, Perrine, Phelps, Provinse, Rhoads, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Smith, Shoemaker (Lewis and Clark), Stevens, Wilcomb, Worden. Total 36.

absent and not voting: Beley, Bergeson, Black, Brasier, Buell, Cady, Concooney, Crumbaker, Dillavou, Dowlin (Rosebud), Dunn, Fairgrieve, Green (Flathead), Haskell, Haynes, Johnson (Fergus), Penewell, Ray, Warren, Mr. Speaker. Total 21.

B. No. 241, by Gillette, having been read three several times, title and history agreed to, failed of passage by the following roll call:

yes: Bell, Black, Boorman, Brockway, Dowlin (Rosebud), Faust, Felton, Gillette, Green (Dawson), Green (Flathead), Hanson, Hills, Knudsvig, Larson, Northey, O'Hara, Persons, Peden, Penewell, Phelps, Ray, Rhoads, Reid, Roberts, Shoemaker (Yellowstone), Spencer, Spratt, Stevens. Total 30.
noes: Allen, Anderson, Arnold, Austin, Berglin, Blomquist, Brown (Lewis and Clark), Cady, Cavanaugh, Cooney, Daily, Dodds, Dunbar, English, Goodman, Gullidge, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), King, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, Reid, Riggs, Rixon, Rodgers, Rouleau, Sales, Scofield, Silver, Skulason, Swift, Treloar, Wallace, Wilcomb, Worden. Total 42.

absent and not voting: Beley, Bergeson, Bohling, Brasier, Brooks, Brown (Mineral), Buell, Carlson, Charters, Chatfield, Conser, Covell, Crumbaker, Dowlin (Rosebud), Dunn, Fairgrieve, Goodland, Haskell, Haynes, Johnson (Fergus), Jones, Kenyon, Provinse, Reeves, Sandy, Scharnikow, Shoemaker (Lewis and Clark), Sickler, Snell, Stoner, Troy, Wade, Warren, Williams, Mr. Speaker. Total 36.

B. No. 365, by Chatfield, having been read three several times, title and history agreed to, was passed by the following vote:

yes: Allen, Arnold, Bell, Bergeson, Berglin, Black, Bohling, Boorman, (Lewis and Clark), Cady, Cavanaugh, Cooney, Chatfield, Dowlin (Yellowstone), Faust, Felton, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Lakin, McDonald (Silver Bow), Ogden, O'Hara, Parsons, Peden, Penewell, Ray, Reeves, Rhoads, Rickard, Rixon, Rouleau, Sales, Scofield, Shoemaker (Yellowstone), Silver, Stevens, Swift, Treloar, Wilcomb, Williams. Total 48.

noes: Anderson, Blomquist, Brockway, Covell, Daily, Dodds, Dunbar, Engleis, Gillette, Hathaway, Kemp, King, Knudsvig, Larson, MacDonald (Flathead), McQuarrie, Northey, Perrine, Phelps, Riggs, Roberts, Rodgers, Skulason, Spratt, Wallace, Worden. Total 28.

absent and not voting: Austin, Beley, Brasier, Brooks, Brown (Mineral), Carlson, Charters, Conser, Crumbaker, Dillavou, Dowlin (Rosebud), Dunn, Fairgrieve, Goodland, Haskell, Haynes, Johnson (Fergus), Jones, Kenyon, Provinse, Sandy, Scharnikow, Shoemaker (Lewis and Clark), Sickler, Snell, Spencer, Swift, Troy, Wade, Warren, Mr. Speaker. Total 32.

A motion by MacDonald of Flathead that H. B. No. 97 be laid upon the table was lost by the following vote:

Ayes: Allen, Anderson, Berglin, Bohling, Boorman, Brooks, Carlson, Dodds, Faust, Green (Flathead), Hanson, Kenyon, Knudsvig, Lakin, Mac (Flathead), Phelps, Reeves, Rhoads, Sandy, Scofield, Smith, Snell, Womb. Total 24.

Noes: Arnold, Austin, Bell, Blomquist, Brockway, Brown (Lewis and Cady), Cavanaugh, Chatfield, Cooney, Daily, Dowlin (Yellowstone), Dunbar, English, Felton, Geis, Goodland, Goodman, Green (Dawson), Gullidge, Hills, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, King, Larson, McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Parsons, Peden, Perrine, Provinse, Ray, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Spencer, Spratt, Stevens, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden. Total 60.

Absent and not voting: Beley, Bergeson, Black, Brasier, Brown (Mineral), Buell, Charters, Crumbaker, Conser, Dillavou, Dowlin (Rosebud), Dunn, Fairgrieve, Gillette, Haskell, Hathaway, Haynes, Johnson (Fergus), Jones, Nohy, Penewell, Stoner, Warren, Mr. Speaker. Total, 24.

H. B. No. 97, by Faust, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brockway, Brown (L & C), Brown (Mineral), Buell, Cady, Chatfield, Cooney, Covell, Daily, Dowlin (Yellowstone), Dunbar, English, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Hanson, Hunter, Johnson (Silver Bow), Jones, Kemp, Lakin, Larson, McDonald (Silver Bow), McQuarie, Nohy, Parsons, Peden, Penewell, Provinse, Ray, Reid, Rickard, Rixon, Rouleau, Scharnikow, Sickler, Silver, Skulason, Snell, Spencer, Spratt, Stevens, Swift, Troy, Wade, Wallace, Williams, Worden. Total, 61.

Noes: Arnold, Bohling, Brooks, Carlson, Dodds, Green (Flathead), Gudge, Kenyon, King, Knudsvig, MacDonald (Flathead), O'Hara, Perrine, Phelps, Ives, Rhoads, Riggs, Sandy, Scofield, Smith, Wilcomb. Total, 21.

Absent and not voting: Beley, Brasier, Cavanaugh, Charters, Conser, Crumbaker, Dillavou, Dowlin (Rosebud), Dunn, Fairgrieve, Goodland, Haskell, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Ogden, Roberts, Rodgers, Sales, Shoemaker (L & C), Shoemaker (Yellowstone), Stoner, Warren, Mr. Speaker. Total, 26.

Sub. H. B. No. 148, by Hanson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Berglin, Blomquist, Bohling, Boorman, Brockway, Brown (L & C), Cady, Carlson, Cavanaugh, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, English, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Nohy, Ogden, Parsons, Peden, Perrine, Provinse, Reeves, Reid, Rixon, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (L & C), Skulason, Snell, Spencer, Spratt, Stevens, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden. Total 70.

Absent and not voting: Beley, Bell, Bergeson, Black, Brasier, Brooks, Brown (Mineral), Buell, Charters, Chatfield, Conser, Crumbaker, Dowlin (Rosebud), Dunn, Fairgrieve, Gillette, Haskell, Hathaway, Haynes, Hills, Johnson (Fergus), MacDonald (Flathead), O'Hara, Penewell, Phelps, Ray, Rhoads, Rickard, Roberts, Rodgers, Shoemaker (Yellowstone), Sickler, Silver, Smith, Stoner, Warren, Wilcomb, Mr. Speaker. Total, 38.

On motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to committees as follows:

H. B. No. 378, by Cavanaugh: a Bill for an Act entitled: "An Act to amend Section 16 of Chapter 89, Acts of Thirteenth Legislative Assembly of the State of Montana, relating to assessments and taxes for special improvements in cities and towns." Referred to Committee on Revenue and Taxation.

H. B. No. 379, by Cavanaugh, a Bill for an Act entitled: "An Act to amend Section 2502 of the Revised Codes of 1907, providing for the assessment of property at its full cash value." Referred to Committee on Ways and Means.

THIRD READING OF HOUSE BILLS.

House Bill No. 267 by McDonald, of Silver Bow, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Blomquist, Bohling, Brockway, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dodds, Dowlin (Yellowstone), Dunbar, English, Faust, Felton, Geis, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Knudsvig, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Perrine, Provinse, Reeves, Reid, Rhoads, Riggs, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Swift, Treloar, Wade, Wilcomb, Williams. Total, 73.

Noes: None.

Absent and not voting: Beley, Bergeson, Black, Boorman, Brasier, Brooks, Brown (Mineral), Charters, Crumbaker, Dillavou, Dowlin (Rosebud), Dunn, Fairgrave, Gillette, Goodman, Haskell, Haynes, Hills, Johnson (Fergus), MacDonald (Flathead), O'Hara, Penewell, Phelps, Ray, Rickard, Rixon, Scharnikow, Sickler, Stoner, Troy, Wallace, Warren, Worden. Mr. Speaker. Total, 35.

On motion of Johnson of Deer Lodge, seconded and carried, all Revenue and Taxation Bills were removed from third reading to be placed on third reading at some future date.

House Bill No. 333, by Faust, by request, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Brockway, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dodds, Dowlin (Yellowstone), Dunbar, English, Faust, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Riggs, Rixon, Rodgers, Rouleau, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Spratt, Swift, Treloar, Wade, Wilcomb, Williams, Worden. Total, 75.

Noes: None.

Absent and not voting: Beley, Bergeson, Bohling, Boorman, Brasier, Brooks, Brown (Mineral), Buell, Charters, Dillavou, Dowlin (Rosebud), Dunn, Fairgrave, Felton, Gillette, Haskell, Haynes, Hills, Johnson (Fergus), MacDonald (Flathead), Penewell, Ray, Rickard, Roberts, Sandy, Sickler, Silver, Stevens, Stoner, Troy, Wallace, Warren, Mr. Speaker. Total, 33.

H. B. No. 347, by Dodds and Gillette, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Brockway, Brooks, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dodds, Dowlin (Yellowstone), Dunbar, English, Faust, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Hanson, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, O'Hara,

Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rigs, Rixon, Roberts, Rodgers, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Snell, Spencer, Stevens, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total, 74.

Noes: Goodland, Hathaway, Rouleau, Spratt. Total, 4.

Absent and not voting: Beley, Bohling, Boorman, Brasier, Brown (Lewis and Clark), Brown (Mineral), Buell, Charters, Crumbaker, Dillavou, Dolin (Rosebud), Dunn, Fairgrieve, Felton, Gullidge, Haskell, Haynes, Hills, Johnson (Fergus), MacDonald (Flathead), McQuarrie, Penewell, Rickard, Sandy, Silver, Smith, Stoner, Warren, Mr. Speaker. Total, 31.

H. B. No. 337, by Scofield, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Austin, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brooks, Brown (Lewis and Clark), Cady, Carlson, Conser, Covell, Crumbaker, Dodds, Dowlin (Yellowstone), Dunbar, English, Faust, Geis, Gillette, Glen (Dawson), Green (Flathead), Gullidge, Hanson, Hunter, Knudsvig, Lakin, Larson, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Riggs, Rixon, Sales, Scofield, Shoemaker (Yellowstone), Skulason, Smith, Swift, Troy, Worden. Total, 54.

Noes: Allen, Blomquist, Cavanaugh, Cooney, Daily, Goodland, Goodman, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, King, McDold (Silver Bow), Roberts, Rodgers, Rouleau, Sales, Spencer, Spratt, Stevens, Treloar, Wade, Wallace, Wilcomb, Williams. Total, 25.

Absent and not voting: Arnold, Beley, Brasier, Brockway, Brown (Mineral), Buell, Charters, Chatfield, Dillavou, Dowlin (Rosebud), Dunn, Fairgrieve, Felton, Haskell, Hathaway, Haynes, Hills, Johnson (Fergus), Kenyon, Ray, Rickard, Scharnikow, Shoemaker (Lewis and Clark), Sickler, Silver, Snell, Stoner, Warren, Mr. Speaker. Total, 29.

Substitute H. B. No. 116, by Revenue and Taxation, having been read the several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brooks, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Chatfield, Conser, Covell, Daily, Dodds, Dowlin (Yellowstone), Dunbar, English, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reid, Rhoads, Riggs, Rixon, Roberts, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Spencer, Stevens, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden. Total, 72.

Noes: Rouleau. Total, 1.

Absent and not voting: Arnold, Beley, Blomquist, Brasier, Brockway, Brown (Mineral), Buell, Charters, Cooney, Crumbaker, Dillavou, Dowlin (Rosebud), Dunn, Fairgrieve, Goodland, Haskell, Haynes, Johnson (Fergus), Kenyon, MacDonald (Flathead), Ray, Reeves, Rickard, Rodgers, Sandy, Scharnikow, Sickler, Silver, Smith, Snell, Spratt, Stoner, Wade, Warren, and Mr. Speaker. Total, 3.

H. B. No. 171 having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dodds, Dowlin (Yellowstone), Dunbar, English, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Riggs, Rixon, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Stevens, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total, 73.

Noes: Hathaway. Total, 1.

Present and not voting: Arnold, Beley, Black, Brasier, Brown (Mineral), Charters, Dillavou, Dowlin (Rosebud), Dunn, Fairgrieve, Faust, Hanson, H. Haynes, Johnson (Fergus), Kenyon, MacDonald (Flathead), O'Hara, Parsons, Ray, Rickard, Roberts, Rodgers, Rouleau, Sandy, Scharnikow, Sickler, Snell, Spratt, Stoner, Warren, Mr. Speaker. Total, 34.

Upon motion of Silver, seconded and carried, all appropriation and revenue measures were removed from third reading and placed on third reading for next session.

House Bill No. 356, by Committee on Appropriations (by request), having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Cady, Cavanaugh, Chatfield, Cooney, Covell, Dodds, Dowlin (Yellowstone), Dunbar, English, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, Peden, Perrine, Phelps, Provinse, Reeves, Deid, Rhoads, Riggs, Rixon, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Stevens, Swift, Treloar, Wallace, Wilcomb, Williams. Total, 66.

Noes: McQuarrie and Worden. Total, 2.

Absent and not voting: Allen, Arnold, Austin, Beley, Berglin, Brasier, Brown (Mineral), Buell, Carlson, Charters, Conser, Crumbaker, Dillavou, Dowlin (Rosebud), Dunn, Fairgrieve, Faust, Haskell, Haynes, Johnson (Fergus), Kenyon, MacDonald (Flathead), O'Hara, Parsons, Penewell, Ray, Rickard, Roberts, Rodgers, Rouleau, Sandy, Scharnikow, Sickler, Snell, Spratt, Stoner, Wade, Warren, Mr. Speaker. Total, 40.

H. B. No. 356, by Ogden, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brooks, Brown (Lewis and Clark), Cady, Chatfield, Conser, Covell, Dodds, Dowlin (Yellowstone), Dunbar, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Hills, Hunter, Jones, Knudsvig, Larson, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Reeves, Reid, Riggs, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Swift. Total, 54.

Noes: Brockway, Daily, Johnson (Deer Lodge), Johnson (Silver Bow), King, McDonald (Silver Bow), McQuarrie, Rixon, Silver, Treloar, Wade, Williams, Worden. Total, 15.

Absent and not voting: Arnold, Beley, Brasier, Brown (Mineral), Buell, Carlson, Cavanaugh, Charters, Crumbaker, Dillavou, Dowlin (Rosebud), Dunn, English, Fairgrieve, Haskell, Haynes, Johnson (Fergus), Kenyon, Lakin, MacDonald (Flathead), Penewell, Provinse, Ray, Rhoads, Rickard, Roberts, Rodgers, Rouleau, Sandy, Scharnikow, Sickler, Snell, Spratt, Stevens, Stoner, Troy, Wallace, Warren, Mr. Speaker. Total, 39.

H. B. No. 320, by Skulason, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Arnold, Austin, Bergeson, Berglin, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Cady, Cavanaugh, Chatfield, Dodds, Dunbar, English, Felton, Geis, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Lakin, MacDonald (Silver Bow), Northey, Parsons, Peden, Penewell, Reeves, Reid, Rickard, Riggs, Rixon, Rodgers, Rouleau, Sales, Scofield, Shoemaker (Yellowstone), Skulason, Smith, Spencer, Stevens, Wilcomb. Total, 48.

Noes: Allen, Anderson, Black, Blomquist, Conser, Cooney, Daily, Goodland, Hathaway, Jones, Kemp, King, Larson, McQuarrie, Ogden, Perrine, Phelps, Provinse, Roberts, Shoemaker (Lewis and Clark), Silver, Treloar, Wade, Williams, Worden. Total, 25.

Absent and not voting: Beley, Bell, Brasier, Brooks, Brown (Mineral), Carlson, Charters, Covell, Crumbaker, Dillavou, Dowlin (Rosebud), Dow-

lin (Yellowstone), Dunn, Fairgrieve, Goodland, Haskell, Haynes, Johnson (Fergus), Kenyon, Knudsvig, MacDonald (Flathead), O'Hara, Ray, Sandy, Scharnikow, Sickler, Snell, Spratt, Stoner, Swift, Troy, Wallace, Warren, Mr. Speaker. Total, 35.

H. B. No. 354, by Warren, having been read three several times, title and history agreed to, was not passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Black, Brown (Lewis and Clark), Cavanaugh, Charters, Chatfield, Dodds, Dowlin (Yellowstone), Dunbar, Geis, Goodman, Jones, Kemp, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, Reid, Riggs, Roberts, Rodgers, Sales, Scofield, Shoemaker (Yellowstone), Stevens, Swift, Treloar, Wade, Wilcomb, Worden. Total, 34.

Noes: Bergeson, Berglin, Blomquist, Bohling, Boorman, Brockway, Cooney, Cooney, Covell, Daily, Faust, Gillette, Goodland, Green (Dawson), Gullidge, Hanson, Peden, Penewell, Perrine, Reeves, Rhoads, Rickard, Rixon, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Spencer, Spratt. Total, 33.

Absent and not voting: Beley, Brasier, Brooks, Brown (Mineral), Buell, Cady, Carlson, Crumbaker, Dillavou, Dowlin (Rosebud), Duan, English, Fairgrieve, Felton, Haskell, Hathaway, Haynes, Johnson (Fergus), Kenyon, Lakin, Phelps, Provinse, Ray, Rouleau, Sandy, Scharnikow, Sickler, Snell, Stoner, Troy, Wallace, Warren, Williams, Mr. Speaker. Total, 34.

Upon motion House now resolved itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and section number only and open to amendment, debate to be limited to five minutes to each side.

GENERAL ORDERS.

Conser in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration Business on General Orders, respectfully report with following recommendation.

H. B. No. 335 have the enacting clause stricken therefrom.

H. B. No. 241 do pass.

H. B. No. 365 do pass.

H. B. No. 363 have the enacting clause stricken therefrom.

H. B. No. 11 do pass.

Report adopted.

CONSER, Chairman.

On motion the House reverted to Order of Business No. 9,

THIRD READING OF HOUSE BILLS.

On motion of Austin, duly seconded and carried, H. B. No. 249 was reported properly engrossed and placed at head of Third Reading.

Substitute H. B. No. 249, by Committee on Public Morals and Charities and Reforms, having been read three several times, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brockway, Cady, Cavanaugh, Chatfield, Cooney, Covell, Daily, Dodds, English, Faust, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Hills, Johnson (Deer Lodge), Johnson (Silver Bow), King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden O'Hara, Parsons, Penewell, Perrine, Rhoads, Rickard, Riggs, Roberts, Rodgers, Rouleau, Sales, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Smith, Spratt, Stevens, Swift, Treloar, Wallace, Wilcomb, Worden. Total, 62.

Noes: None.

Absent and not voting: Beley, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Carlson, Charters, Conser, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Felton, Gillette, Goodland, Hanson, Haskell, Haynes, Hunter, Johnson (Fergus), Jones, Kemp, Kenyon, Peden, Phelps, Provinse, Reeves, Reid, Rixon, Sandy, Scharnikow, Sickler, Snell, Stoner, Swift, Treloar, Wallace, Warren, Williams, Mr. Speaker. Total, 34.

Shoemaker (Lewis and Clark), Sickler, Snell, Spencer, Stoner, Troy, Wade, Warren, Williams, Mr. Speaker. Total, 46.

Upon motion of Gullidge, duly seconded and carried, House Bills Nos. 11 and 366 were taken from Third Reading, to be placed on Third Reading at some future date.

H. B. No. 151, by Black, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Cooney, Daily, Dodds, Dowlin (Yellowstone), Dunbar, English, Faust, Geis, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hills, Johnson (Deer Lodge), King, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Ray, Reeves, Reid, Rhoads, Rickard, Rixon, Roberts, Sales, Smith, Spencer, Stevens, Swift, Treloar, Wallace, Wilcomb, Worden. Total, 54.

Noes: Hathaway, Johnson (Silver Bow), Perrine, Rouleau, Scofield, Silver. Total, 6.

Absent and not voting: Anderson, Austin, Daily, Berglin, Brasier, Brooks, Brown (Mineral), Carlson, Charters, Conser, Crumbaker, Dillavou, Dowlin (Rosebud), Dunn, Fairgrieve, Felton, Gillette, Goodland, Hanson, Haskell, Haynes, Hunter, Johnson (Fergus), Jones, Kemp, Kenyon, Lakin, MacDonald (Flathead), Pen, Penewell, Phelps, Provinse, Riggs, Rodgers, Sandy, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Skulason, Snell, Stitt, Stoner, Troy, Wade, Warren, Williams, Mr. Speaker. Total, 48.

H. B. No. 273, by Dowlin of Rosebud, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brockway, Brown (Lewis and Clark), Cavanaugh, Chatfield, Cooney, Daily, Dodds, Dowlin (Yellowstone), Dunbar, English, Faust, Geis, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Johnson (Silver Bow), King, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Perrine, Ray, Reeves, Rhoads, Rickard, Rixon, Roberts, Rodgers, Rouleau, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Spratt, Stevens, Swift, Treloar, Wallace, Worden. Total, 57.

Noes: None.

Absent and not voting: Allen, Austin, Beley, Brasier, Brooks, Brown (Mineral), Buell, Cady, Carlson, Charters, Conser, Covell, Crumbaker, Dillavou, Dowlin (Rosebud), Dunn, Fairgrieve, Felton, Gillette, Goodland, Goodman, Hanson, Haskell, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Lakin, MacDonald (Flathead), O'Hara, Peden, Penewell, Phelps, Provinse, Reid, Riggs, Sandy, Scharnikow, Sickler, Snell, Spencer, Stoner, Wade, Warren, Williams, Mr. Speaker. Total, 51.

H. B. No. 137, by Geis, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Cavanaugh, Chatfield, Cooney, Daily, Dodds, Dunbar, English, Geis, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Hills, Johnson (Deer Lodge), Johnson (Silver Bow), King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Penewell, Perrine, Phelps, Ray, Reeves, Rhoads, Rickard, Riggs, Rodgers, Rodgers, Rouleau, Sales, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spratt, Stevens, Swift, Treloar, Wallace, Wilcomb, Worden. Total, 59.

Noes: None.

Absent and not voting: Anderson, Austin, Beley, Brasier, Brooks, Brown (Mineral), Buell, Cady, Carlson, Charters, Conser, Covell, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Fairgrieve, Faust, Felton, Gillette, Goodland, Goodman, Hanson, Haskell, Haynes, Hunter, Johnson (Fergus), Jones, Kemp, Kenyon, Lakin, Northey, O'Hara, Peden, Provinse, Reid, Rogers, Sandy, Scharnikow, Shoemaker (Lewis and Clark), Sickler, Spencer, Stoner, Troy, Wade, Warren, Williams, Mr. Speaker. Total, 49.

H. B. No. 322, by Cavanaugh, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Cavanaugh, Chatfield, Cooney, Covell, Daily, Dodds, Dunbar, English, Faust, Geis, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Johnson (Deer Lodge), Johnson (Silver Bow), King, Knudsvig, Larson, McDonald (Silver Bow), Northey, Ogo, O'Hara, Parsons, Perrine, Phelps, Ray, Reeves, Rhoads, Rickard, Rixon, Robert, Rodgers, Rouleau, Sales, Scofield, Shoemaker (Yellowstone), Silver, Skulas, Smith, Spratt, Stevens, Swift, Treloar, Wallace, Wilcomb, Worden. Total, 59.

Noes: None.

Absent and not voting: Anderson, Beley, Brasier, Brooks, Brown (Mineral), Buell, Cady, Carlson, Charters, Conser, Crumbaker, Dillavon, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Fairgrieve, Felton, Gillette, Goodland, Goodman, Hanson, Haskell, Haynes, Hills, Hunter, Johnson (Fergus), Jones, Keeney, Kenyon, Lakin, MacDonald (Flathead), McQuarrie, Peden, Penewell, Provine, Reid, Riggs, Sandy, Scharnikow, Shoemaker (Lewis and Clark), Sickler, Snel, Spencer, Stoner, Troy, Wade, Warren, Williams, Mr. Speaker. Total, 49.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Insurance having had under consideration H. B. No. 364, A Bill for an Act entitled: "An Act to prevent monopoly and to empower the Commissioner of Insurance to reduce or adjust fire insurance rates; to provide for the organization, operation and supervision of fire insurance rate making bureaus; to provide for review of rates and rules fixed by such bureaus; to prohibit discrimination in such rates; prohibiting certain combinations and agreements; to regulate agreements between fire insurance companies or their agents affecting such rates and providing a penalty for violation," respectfully report as follows: That H. B. No. 364 do not pass.

Report adopted.

DOWLIN of Yellowstone, Chairman.

Mr. Speaker: We, your Committee on Insurance having had under consideration H. B. No. 279, A Bill for an Act entitled: "An Act to regulate the storage, transportation, sale and use of Gasoline, Volatile Oils and Inflammable Liquids, and providing a penalty for the violation thereof, respectfully report as follows: That H. B. No. 279 do not pass.

Report adopted.

DOWLIN (Yellowstone), Chairman.

Mr. Speaker: We, your Committee on Public Morals, Charities and Reforms, having had under consideration, respectfully report as follows: That H. B. No. 74 do not pass.

Report adopted.

HATHAWAY, Chairman.

Mr. Speaker: We, your Committee on Engrossment, having had under consideration H. B. Nos. 366, 137, 322, 354, 369, 358, 338, 278, 117, beg to report the same this date properly engrossed.

Report adopted.

AUSTIN, Chairman.

On motion, by Johnson of Deer Lodge, duly seconded and carried, the chief clerk was instructed to remain and transmit to the Senate any House Bills and also receive such bills as the Senate might wish to transmit to the House, and all bills received by the chief clerk be considered in the possession of the House.

On motion, by Johnson of Deer Lodge, seconded and carried, the House adjourned until 10:30 o'clock A. M., Tuesday, February 22, 1921.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FIFTY FIRST DAY

House of Representatives, February 22d, 1921.

House met at 10:30 o'clock A. M., pursuant to adjournment.

Mr. Speaker in chair.

Prayer by Chaplain.

Roll called and all present except: Dowlin (Rosebud), Dunn, Haskell, Siler, Warren excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, having this day examined Journal for the Fiftieth Legislative Day, and have found same to be correct. Report adopted.

JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion of Johnson of Deer Lodge, duly seconded and carried, were considered having been read at length.

Mr. Speaker:

February 19, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and passed, title agreed to and same herewith transmitted to the House for concurrence:

S. J. R. No. 7, Senate Bills Nos. 217, 241, 257, 246, 258, 276, 228, S. J. M. No. 3, Substitute for S. B. No. 218, Senate Bills Nos. 233, 174, 190, 244, 256, S. for S. B. No. 198, Senate Bills Nos. 213, 207, 262, 273, 226, 208, 281, 153, 20 275, Sub. for S. B. Nos. 238 and 245 and 274.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 19, 1921.

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 104 was read third time and passed, title agreed to and the same is herewith transmitted to the House for concurrence.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 19, 1921.

I am directed by the Senate to inform your Honorable Body that the Stand- ing Committees reported as follows:

Committee on Education reported Senate Bill No. 272, "An Act to amend Section 107 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of Montana of 1913, relating to local executive boards for state institutions," and recommend that same do pass.

Also Senate Bill No. 265, "An Act to amend Section 10 of Chapter 101 of the Laws of the Sixteenth Legislative Assembly of Montana of 1919, relating to compensation of members of the Executive Board of the State Vocational School for Girls," and recommend that same do pass.

Committee on Agriculture reported Senate Bill No. 280, by Clark, "An Act to amend Section 4076 and Section 4083 of the Revised Codes of the State of Montana of 1907 and Chapter 120 of the Fifteenth Legislative Assembly of the State of Montana, relating to the incorporation and operation of mutual hail insurance companies," and recommend that same do pass.

Committee on Insurance reported Senate Bill No. 153, and recommended that said bill be amended by adding in line 25, Section 1, after the word "dollars", the words "provided, however, that the provisions of this Act shall not apply to attorneys or certified public accountants, furnishing advice or information to clients in the regular and ordinary course of their business", and as so amended the bill do pass.

Committee on Federal Relations reported Senate Joint Memorial No. 4, by Mr. [unclear], and recommended that same do pass.

Committee on Taxation reported Senate Bill No. 263, by Hazelbaker, "An Act to provide for the poisoning, killing, catching and exterminating of insect pests providing for the appointment of persons and purchase of materials

therefor; providing for the payment of the expense and authorizing the levy on tax therefor, and defining the term "Insect Pest," and recommend that same do pass.

Also Substitute for Senate Bill No. 151, by Greenup, "An Act relating to Taxation; regulating the making of Statements of Taxable Property to the County Assessor; providing for the publication of lists of taxpayers and of taxable property; fixing the time and method of collecting taxes and of giving notice of delinquent taxes and prescribing a penalty for delinquent taxes; regulating the publication of the delinquent tax list and the sale of property for delinquent taxes, and repealing Sections 2513, 2515, 2609, 2610, 2611, 2613, 2615, 2616, 2617, 2622 to 2627, inclusive, 2629, 2638, and 2737 of the Revised Codes of Montana of 1907, and all Acts and parts of Acts in conflict herewith", and recommend that the same be referred to General File without further recommendation.

Committee on Enrolled Bills reported Senate Bills Nos. 100 and 86 and Senate Joint Resolutions Nos. 3 and 8, correctly enrolled.

Committee on Printing reported Senate Bills Nos. 208, 260, and 251 correctly printed.

Committee on Insurance reported Senate Bill No. 175, by Church, "An Act creating a Firemen's Pension and Disability Fund; providing for the relief and pensioning of firemen injured or disabled in the performance of their duties and for the retirement and pensioning of aged and super-annuated firemen in incorporated cities and towns, and imposing duties in connection therewith upon the Industrial Accident Board and State Treasurer, and repealing Sections 334, 3335, 3336, 3337, 3338, 3339, 3340, and 3341 of the Revised Codes of Montana, and the Act approved March 8, 1911, entitled: 'An Act in aid of the disability fund of fire departments in incorporated cities for the relief of sick, injured and retired firemen; and the pensioning of widows and orphans of deceased firemen, and assigning to said fund certain portions of the licenses derived by the State from Fire Insurance Companies doing business within the State,' and Chapter 6 of the Laws of the Sixteenth Legislative Assembly being an Act approved March 1, 1919, entitled: 'An Act to amend Sections 8 and 9, Chapter 129, Session Laws of Montana of 1911, entitled: 'An Act in aid of the disability fund of fire Departments in incorporated cities for the relief of sick, injured and retired firemen, and the pensioning of the widows and orphans of deceased firemen, and assigning to said fund certain portions of the licenses derived by the State from Fire Insurance Companies doing business within the State'." recommend that same be deferred for further consideration.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 19, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second time and referred to Committees designated:

Senate Bill No. 287, by Junod, A Bill for an Act entitled: "An Act to publish information concerning the annual tax assessment roll in counties." Referred to Committee on Taxation.

Senate Bill No. 288, by Burlingame, A Bill for an Act entitled: "An Act authorizing the Board of Directors of any corporation to lease or sub-lease oil and gas lands." Referred to Committee on Oils and Leases.

House Bill No. 228, by Committee on Livestock and Public Ranges, A Bill for an Act entitled: "An Act regulating the artificial marking and branding of livestock, the recording and re-recording of such marks and brands, the fees to be charged for such recording and re-recording, and penalties for failure to comply with the provisions of this Act; and repealing Chapter 27 of the laws of Montana, Twelfth Session, 1911, and Section 1791 of the Revised Codes of Montana, 1907." Referred to Committee on Stockgrowing and Grazing.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

February 19, 1921.

I am directed by the House to inform your Honorable Body that the Stand-Committees reported as follows:

Committee on Irrigation and Water Rights reported House Bill No. 223, by Williams, "An Act amending Section 4 of Chapter 43 of the Session Laws of the fifth Legislative Assembly of the State of Montana, relative to term of office Water Commissioners," recommend that said bill be concurred in.

Committee on Education reported Senate Bill No. 249, "An Act to amend Chapter 76 of the laws of 1913, relating to the establishment and maintenance of a general, uniform and thorough system of public free schools," recommend that same do not pass.

Committee on Printing reported Senate Bills Nos. 226, 251, 273, 274 and Sub. 1, correctly printed.

Committee on Irrigation and Water Rights reported Senate Bill No. 267, by God and Hazelbaker, "An Act relating to the appropriation of water for sale, rental, distribution, or other beneficial use, amending Sections 4842, 4843, and 4844 of the Revised Codes of the State of Montana, making appropriations subject to prior adjudications, regulating the manner of use of water courses, relative to evidence in certain cases, repealing Sections 4866, 4871, 4872, 4873, 4874, 4875, 4876, 4877, 4879 and 4880 of the Revised Codes of Montana, and providing penalties for violation of the provisions of this Act," recommend that said bill pass.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

February 19, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on general file, respectfully reported as follows:

S. B. No. 104, and recommend that same do pass.

S. B. No. 115 and recommend that same be amended as follows:

JUDITH BASIN COUNTY.

Page 48, line 18, strike out line eighteen (18) and insert the following: "thence north to township nineteen (19) north, range nine (9) east; thence south to township seven (7) south."

Line 19. Strike out line nineteen (19) and insert the following: "east corner of township nineteen (19) north, range eight (8) east; thence west to the township seven (7) south."

Line 20. Following the word "south" insert the following: "along the range between ranges seven (7) and eight (8) east, a distance of four and one-fourth (4¼) miles, more or less, to the southeast corner of the northeast quarter of the northeast quarter (NE¼NE¼) of Section twenty-five (25) township eighteen (18) north, range seven (7) east; thence west one-fourth (1-4) mile to the northwest corner of said northeast quarter of the northeast quarter (NE¼NW¼) of Section twenty-five (25); thence north a distance of three-fourths (¾) of a mile; to the northeast corner of the northwest quarter of the southwest quarter (NE¼SE¼) of Section twenty-four (24), township eighteen (18) north, range seven (7) east; thence west a distance of three-fourths (¾) of a mile to the quarter (¼) corner on the west boundary of said section twenty-four (24); thence south a distance of four (4) miles, more or less, to the quarter (¼) corner on the west boundary of section twelve (12), township, seventeen (17) north, range seven (7) east; thence east a distance of one-half (½) mile to the center of said section twelve (12); thence south one (1) mile to the center of section thirteen (13), township seventeen (17) north, range seven (7) east; thence east one-half (½) mile to the quarter (¼) corner on the east boundary of said section thirteen (13), township seventeen (17) north, range seven (7) east; thence south."

Page 16, line 27, after the word "east," insert the following: "thence north along the range line between ranges seven (7) and eight (8) east, as corrected by

the United States Government survey thereof, to the quarter ($\frac{1}{4}$) corner on the east boundary of section thirteen (13), township seventeen (17) north, range seven (7) east; thence west one-half ($\frac{1}{2}$) mile to the center of said section thirteen (13); thence north one (1) mile to the center of section twelve (12), township seventeen (17) north, range seven (7) east; thence west one-half ($\frac{1}{2}$) mile to the quarter ($\frac{1}{4}$) corner on the west boundary of said section twelve (12); thence north along section lines a distance of four (4) miles to the quarter corner on the west boundary of section twenty-four (24), township eighteen (18) north, range seven (7) east; thence east a distance of three-fourths ($\frac{3}{4}$) of a mile to the northeast corner of the northwest quarter of the southeast quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of said section twenty-four (24); thence south a distance of three-fourths ($\frac{3}{4}$) of a mile to the southwest corner of the northeast quarter of the northeast quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of section twenty-five (25), township eighteen (18) north, range seven (7) east; thence east a distance of one-fourth ($\frac{1}{4}$) of a mile to the southeast corner of the northeast quarter of the northeast quarter (NE $\frac{1}{4}$ NE $\frac{1}{4}$) of said section twenty-five (25); thence north along the range line between ranges seven (7) and eight (8) east a distance of four and one-fourth ($4\frac{1}{4}$) miles, more or less, to the northwest corner of township eighteen (18) north, range eight (8) east; thence east along the township line between townships eighteen (18) and nineteen (19) north, to the northeast corner of said township eighteen (18) north, range eight (8) east; thence north along the range line between ranges eight (8) and nine (9) east to the northeast corner of township nineteen (19) north, range eight (8) east; thence west along the township line to the northwest corner of said township nineteen (19) north, range eight (8) east"; and as so amended recommended that same do pass.

S. B. No. 174 and recommend that same do pass.

S. B. No. 185 and recommend that same do not pass.

S. B. No. 190 and recommend that same do pass.

S. B. No. 191 and recommend that the enacting clause be stricken therefrom.

DEARBORN, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 19, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Taxation reported Senate Bill No. 287, by Junod, "An Act to publish information concerning the annual tax assessment roll in counties," and recommend that the same do pass.

Committee on Counties and Towns reported Senate Bill No. 268, by McKay, "An Act to insure uniformity in the prices at which flour, lumber, lumber products, sugar, timber products, cement and coal shall be sold in the State of Montana and providing for filing of orders and the order of filling the same and providing penalties," recommend that same do not pass.

Also Senate Bill No. 269, by McKay, "An Act to regulate and control the business of wholesale dealers in articles of merchandise, commodities and products of all kinds and character within the State of Montana and fixing penalties for the violation thereof," recommend that same do not pass.

Committee on Counties and Towns reported Senate Bill No. 278, "An Act establishing and defining the boundary line between Sweet Grass County and Golden Valley County, State of Montana," recommend that the same be printed.

Committee on Public Lands reported Senate Bill No. 270, by Griffin, "An Act amending Section 69 of Chapter 147 of the laws of the Eleventh Legislature, relating to improvements on leased State Lands," recommend that the same be amended as follows:

In Section 1, line 16, after the word "wells," by striking out the words "and water or" and inserting in lieu thereof the words "reservoirs, and," and amended recommend that same do pass.

Committee on Public Lands reported Senate Bill No. 271, by Griffin, "An Act amending Section 44 of Chapter 147, of the Laws of the Eleventh Legis-

Assembly, relating to improvements on leased State Lands," recommend same do pass.

Committee on Judicial Districts reported Senate Bill No. 254, by Parker, "Act to detach Jefferson County from the fifth Judicial District and annex the First Judicial District of the State of Montana," recommend that the bill do pass.

Committee on Finance and Claims reported Senate Bill No. 281, by Dear, "An Act to provide for the investment by the State Board of Examiners, of Montana, of not to exceed \$35,000.00 of the funds available or becoming available from the State Capitol Public Land Grant Fund on lands adjacent to State Capitol Building grounds of the State of Montana," recommend that Bill be amended by striking out in line 3 of the title the figures "\$35,000.00" inserting in lieu thereof the figures "\$27,000.00"; amend by striking out in 3 of Section 1 the figures "\$35,000.00" and inserting in lieu thereof the figures "\$27,000.00"; and as so amended the bill do pass.

Committee on Oils and Leases reported Senate Bill No. 288, by Burlingame, "Act authorizing the Board of Directors of any corporation to lease or sub-let oil and gas lands," recommend that same do pass.

Committee on Judiciary reported Senate Bill No. 122, by Pauline, "An Act repealing Chapter Two of the Laws of the Extraordinary Session of the Fifth Legislative Assembly of the State of Montana, being an Act entitled: 'Act providing for the registration of all firearms and weapons, and regulating the sale thereof, and defining the duties of certain county officers, and providing penalties for the violation of the provisions of this Act,'" recommend that bill be indefinitely postponed.

Also Senate Bill No. 286, by Donlan, "An Act fixing the amount of official salaries of State and County Officers," recommend that said bill be amended by striking out in Section 1, Line 31, the figures "\$50,000.00" and inserting in lieu thereof the figures "\$25,000.00"; and as so amended the bill do pass.

Also Senate Bill No. 284, by Larson, "An Act regulating the time and manner of payment of State Warrants and amending Section 184 of the Revised Laws of Montana of 1907," recommend that said bill do pass.

Also Senate Bill No. 285, by Larson, "An Act regulating the time and manner of payment of County Warrants and amending Section 2949 of the Revised Laws of Montana of 1907" recommend that said bill do pass.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

February 19, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second times and referred to Committee designated:

Senate Bill No. 289, by Siegfriedt, a bill for an Act entitled: "An Act providing that a physician, as herein defined, to whom has been granted a permit to use, prescribe, dispose of, purchase or obtain intoxicating liquors for medicinal purposes under the terms and provisions of an Act of Congress enacted into law on the 28th day of October, 1919, entitled: 'An Act to prohibit intoxicating liquors, and to regulate the manufacture, production, use and sale of high-proof spirits for other than beverage purposes, and to insure an ample supply of alcohol and promote its use in scientific research, and in the development of fuel, and other lawful industries,' may lawfully use, prescribe, dispose of, purchase or obtain intoxicating liquors for medicinal purposes only as in said permit provided; and providing that any person to whom has been granted a permit to sell or dispose of intoxicating liquors for medicinal purposes under the terms and provisions of said Act of Congress, may lawfully sell or dispose of intoxicating liquors for medicinal purposes; and repealing all acts and parts of laws in conflict herewith." Referred to Committee on Sanitary Affairs.

Senate Bill No. 290, by Donlan, a bill for an Act entitled: "An Act to amend section 1, section 4 and section 6, of chapter 155, of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana of 1917, entitled: "An

Act to provide a method of voting at General, Special and Primary Elections, including a general and special and primary municipal election, by electors absent or expecting to be absent on the day of any such election from the county in which they are electors, and making regulations regarding such voting, and to repeal Chapter 110 of the Session Laws of 1915, known as the absent voters' law, and providing penalties for the violations of the provisions of this Act." Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 19, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully report as follows:

Sub. for S. B. No. 198 and recommend that same do pass.

S. B. No. 213 and recommend that same be amended as follows:

Amend Section Eleven by adding a new section to be numbered (11), as follows:

"Provided that nothing contained herein shall be construed as affecting or superceding any regulations of common carriers as are now provided for by the United States Government or by any Department thereof."

By numbering Section (11) of the Bill Section 12, and as amended recommend that same do pass.

S. B. No. 217 and recommend that same do pass.

S. B. No. 221 and recommend that same be placed on General File for Monday.

S. B. No. 235 and recommend that same be placed on General File for Monday.

Sub. for S. B. Nos. 238 and 245 and recommend that same be amended as follows:

Amend the title in line 7 by adding after the word "therefor" the following: "Providing for the inspection thereof and payment of such inspection."

Amend by adding a sub-division to Section 3, known as 3-A, to read as follows:

"That the Commissioner of Agriculture may, at the request of the owner of hay, provide rules and regulations for the inspection thereof at the market destination, and provide for the expense of such inspection, to be paid by the owner of hay," and as amended recommend that same do pass.

S. B. No. 241 and recommend that same do pass.

S. B. No. 257 and recommend that same do pass.

S. B. No. 259 and recommend that same be amended as follows:

By inserting in line 4 the words "Adjutant General—2500" and that it be re-referred to the Judiciary Committee for further amendments, after which shall be printed and placed on the desks by Monday.

S. B. No. 262 and recommend that same do pass.

H. Sub. for S. B. No. 42 and recommend that same be concurred in.

H. B. No. 207 and recommend that same do pass.

S. B. No. 226 and recommend that same do pass.

S. B. No. 251 and recommend that same be placed on General File Monday.

S. B. No. 273 and recommend that same do pass.

S. B. No. 274 and recommend that same do pass.

S. B. No. 281 and recommend that same do pass.

S. B. No. 153 and recommend that same do pass.

S. B. No. 151 and recommend that same do pass.

S. B. No. 275 and recommend that same do pass.

The above report was adopted.

C. J. McALLISTER, Secretary of the Senate.

Speaker :

Senate Bill No. 294, by Lenthold, a Bill for an Act entitled: "An Act to add section 13, chapter 145, of the Session Laws of 1917, entitled: "An Act for the organization of special road districts in the several counties of the State, to provide for the election and appointment of directors, and other officers for special road districts, prescribing their duties and regulating the government thereof, and to provide for the levy of taxes in special road districts on the disbursements of the special road districts fund." Referred to Committee on Roads and Highways.

C. J. McALLISTER, Secretary of the Senate.

Speaker :

Committee on Sanitary Affairs reported Senate Bill No. 289, by Siegfriedt, Act providing that a physician, as herein provided, to whom has been granted permit to use, prescribe, dispose of, purchase or obtain intoxicating liquors for legal purposes under the terms and provisions of an Act on Congress enacted by law on the 28th day of October, 1919, entitled: "An Act to prohibit intoxicating beverages, and to regulate the manufacture, production, use and sale of proof spirits for other than beverage purposes, and to insure an ample supply of alcohol and promote its use in scientific research, and in the development of the dye, and other lawful industries may lawfully use, prescribe, dispose of, purchase or obtain intoxicating liquors for medical purposes only as in said permit provided; and providing that any persons to whom has been granted a permit to use or dispose of intoxicating liquors for medical purposes under the terms of the Act creating liquors for medicinal purposes; and repealing all acts and parts of acts in conflict herewith," recommend that same do pass.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 19th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body the Committee of the Whole, to whom was referred business on General respectfully report as follows:

S. J. M. No. 7 and recommend that same do pass.

S. B. No. 256 and recommend that same do pass.

S. B. No. 244 and recommend that same do pass.

COBURN, Chairman

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 19th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body the President gave notice and signed in open session the following bills:

Senate Joint Resolution No. 3, Senate Bills No. 86 and 100, S. J. R. No. 8, House Bill No. 184, Sub. for S. J. M. No. 3, H. M. No. 5, and House Bills No. 152, 127 and 38.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 19th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body the following Bills were introduced, read first and second times and referred to Committees designated:

Senate Bill No. 295, by Heren, a Bill for an Act entitled: "An Act to amend section 7436, Revised Codes of Montana, 1907, relating to letters of administration, and to whom they may be granted." Referred to Committee on Judiciary.

Sub. for Senate Bill No. 259, by Lowe, a Bill for an Act entitled: "An Act relating to the compensation of certain State Officers, deputies and clerks."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 19th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Burlingame, duly seconded and carried, Senate Bill No. 240 was delivered to the Printing Committee with instructions to have it printed.

Upon motion by Senator Booth duly seconded and carried, all bills which have been returned from the printer this morning were placed on general file for consideration this afternoon.

Upon motion by Senator Edwards, duly seconded and carried, Senate Bill No. 281, by Dearborn, was referred to the Printing Committee.

Upon motion by Senator Heren, duly seconded and carried, all bills which were recommended for passage without amendments by the Committee of the Whole were placed on the Calendar for third reading.

Upon motion by Senator Edwards, duly seconded and carried, Senate Bill No. 281 was placed on General File.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 19th, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body the Standing Committee reported as follows:

Committee on Railroads and Transportation reported Senate Bill No. 25 by Foster: "An Act to permit common carriers to carry free or at reduced rates secretaries of commercial clubs, or officers or representatives of farmer's organizations for travel in the performance of duties of such organizations," recommending that the same do pass.

Committee on Judiciary reported Senate Bill No. 259, by Lowe, "An Act ing to the compensation of certain State Officers, deputies and clerks," recom-
that substitute for Senate Bill No. 250 be substituted therefor, and that
substitute bill do pass.

Committee on Printing reported Senate Bills No. 242, 189, 280 and 285
ctly printed.

Committee on Roads and Highways reported Senate Bill No. 294, by Leuthold,
Act to amend section 13 of chapter 145 of the Session Laws of 1917, entitled :
Act to provide for the organization of special road districts in the several
ies of the State, to provide for the election and appointment of directors,
other officers for special road districts, prescribing their duties and regulat-
he government thereof, and to provide for the levy of taxes in special road
cts and the disbursement of the special road district fund," recommend that
ame do pass.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, Feb. 19th, 1921.

Speaker :

am directed by the Senate to inform your Honorable Body that
30 o'clock P. M. the Senate adjourned to meet Monday, February 21st, 1921,
o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 21st, 1921.

Speaker :

am directed by the Senate to inform your Honorable Body that
following Bills were read third time and passed, title agreed to and the same
erewith transmitted to the House for concurrence.

Senate Bill No. 242, S. J. M. No. 4, S. B. Nos. 251, 93, 73, 280, 235, Sub.
B. No. 259, S. B. No. 115, 296, 278, 253, 254, 255, 263, 265, 267, 270,
272, 284, 285, 286, 287, 288, 289, 290, 292, 294, 283, 247, 240, Sub. for S. B.
Sub. for H. B. No. 103, House Sub. for S. B. No. 42.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 21st, 1921.

Speaker :

am directed by the Senate to inform your Honorable Body that
Bill No. 145 and substitute for House Bill No. 54 were recommended by
standing Committees for non-concurrence which reports were adopted and
ills are herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 21st, 1921.

Speaker :

am directed by the Senate to inform your Honorable Body that
ing Committees reported as follows :

Committee on Judiciary reported Senate Bill No. 291, by Heren, "An Act
ng the office of state sheriff, designating the state game and fish warden
-officio state sheriff, and defining the powers and duties of such officer,"
mended that said bill be placed on General File.

also Senate Bill No. 282, by Church, an Act creating small claims de-
ents of Justice's Court, defining their jurisdiction and providing a pro-
e and practice therefor," recommended that said Bill be indefinitely post-

also Senate Bill No. 240, by Lowe, An Act providing for the furnishing
cial bonds by the State of Montana for public officers, boards and com-
ns of the State and of each and every political sub-division thereof, pro-

viding for the creation of a board of official bond liability fund, prescribing the duties and powers of said board of official bonds, and prescribing the duties of all public officers in regard thereto, and for the adjustment and settlement of liabilities thereby, and to prevent any other manner of bonding public officials," recommended that said bill be placed on General File.

The above reports were adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 21st, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body at a communication from the Governor advising the Senate that he had approved Senate Bill No. 108, was presented and read:

That Standing Committees reported as follows:

Committee on Fish and Game reported substitute House Bill No. 9, by Committee on Fish and Game, "An Act relating to fish and game birds, governing and regulating the issuance of hunting, fishing and trapping licenses, creating a fish and game fund and governing its use, and recommended that the following amendments be adopted:

Amend the title to read as follows: "A Bill for an Act relating to fish and game and game birds, governing and regulating the issuance of hunting, fishing and trapping licenses, creating a fish and game fund and governing its use, regulating the manner of taking fish and game and game animals and birds, regulating closed seasons therefor, providing penalties for the violation of this Act and repealing sections 1 to 7, inclusive, section 24, sections 30 to 33, inclusive, 35, 39 and 40 of chapter 172 of the Laws of the Fifteenth Legislative Assembly of Montana, of 1907, and repealing chapter 4 of the Session Laws passed at the Extraordinary Session of the Legislative Assembly of 1918, approved February 20, 1918."

Amend section 1 by inserting at the end of the section the following:

GAME FISH:

Mountain Trout (*Salmo Clarkii*),
Rainbow Trout (*Salmo Irrideus*),
Eastern Brook Trout (*Salvelinus Fontinalis*),
Grayling (*Thymallus Montanus*),
Rocky Mountain Whitefish (*Coregonus Williamsoni*),
Quinnat Salmon (*Oncorhynchus-Tachawytsha*),
Steelhead Trout (*Salmo Rivularia*),
Black Bass (*Micropterus Salmoides*),
Dolly Varden Trout (*Salvelinus Malma*),
Luck Levin Trout."

Amend section 1. That part under the head of Fur Bearing Animals, on lines 25 and 26, by striking out the words "weasel, skunk, raccoon and Mink."

Further amend section 1 by adding at the end of line 28, after the period after the word "bobcat" by adding the word "bear."

Amend section 4, line 28 after the word "warden" by striking out the word "shall" and insert in lieu thereof the word "may."

Amend section 5, lines 15 and 16, by striking out the words "one and one-half dollars and figures (\$1.50)," and inserting in lieu thereof the words "two dollars" and figures "(\$2.00)."

Further amend section 5, page 4, line 31, after the word "authorities" by inserting a new paragraph as follows: "Twenty-five (\$.25) cents out of every license fee collected, shall be set aside as a bounty fund to be used in co-operation with the United States Biological Survey for the destruction of predatory animals."

Further amend section 5, line 24, by inserting after the period after the word "Act" the following: "Provided, however, that any person in possession of first citizenship papers shall be considered a resident of the State of Montana, for the purposes of this Act."

Amend section 11, line 6, by adding after the words "ground squirrels" the words "skunk, weasel and jack rabbits."

Amend section 14, lines 31 and 32 by striking out the words "it shall be unlawful to catch any game fish through ice."

Amend section 14-A, line 14, after the word "or" by inserting the following in the state government at the prevailing market price, provided there is a surplus of such fry."

Amend section 15, line 26, by striking out the word "fifteenth" and figures "(15th)" and insert in lieu thereof the words "first" and figures "(1st)."

Further amend section 15, line 26 by striking out the word "November" and insert in lieu thereof the word "December."

Further amend 15, line 27 by striking out the word "October" and insert in lieu thereof the word "November."

Amend section 16, line 20, by striking out the word "October" and insert in lieu thereof the word "November."

Further amend section 16, line 22, by striking out the words "or who in open."

Further amend section 16 by striking out all of lines 23 and 24 and in line 26 strike out the words "or more than one male deer with visible horns."

Further amend section 16, line 31, by adding after the word "Dawson" the following words "Stillwater, Gallatin and Philips."

Strike out all of section 17 and renumber the remaining sections to conform thereto.

Amend section 20, line 26, by striking out the word "first" and figure "(1st)" and insert in lieu thereof the word "fifteenth" and the figures "(15th)."

Further amend section 20, line 27, by striking out the word "fifteenth" and figures "(15th)" and insert in lieu thereof the word "first" and the figures "(1st)."

Further amend said line 27 by striking out the word "September" and insert in lieu thereof the word "October."

Amend section 21, line 19, by striking out the word "twenty" and insert in lieu thereof the word "ten" and amend line 20 by striking out the figures "(20)" and insert in lieu thereof the figures "(10)."

Strike out all of section 22, and insert in lieu thereof the following:

"Section 22. Open season for fur-bearing animals. Any person who between the first (1st) day of November of the same year traps, kills, or captures, causes to be shot, killed, trapped, or captured, any marten, otter, fox, sable, muskrat or fisher shall be guilty of a misdemeanor, and upon conviction there shall be punished accordingly. The furs and hides of such animals illegally taken during the open season may be possessed, bought and sold at any time."

Amend section 25, line 31 and 32, by striking out the words "a sum equal to ten per cent of the amount of each license so issued" and insert in lieu thereof the words "a sum of fifteen (\$.15) cents for each license so issued."

Amend section 26, line 7, by inserting after the figures "1917" the words "repealing chapter 4 of the Session Laws, passed at the Extraordinary Session of the Legislative Assembly in 1918, approved February 20, 1918."

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 21st, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on general file, respectfully reported as follows:

S. B. No. 189 and recommend that same do not pass.

S. B. No. 280 and recommend that same do not pass.

S. B. No. 242 and recommend that same be amended as follows: Amend on 1 by striking out in line 12 the words "go by without further signal,"

as so amended recommend that same do pass.

S. B. No. 73 and recommend that same do pass.

S. B. No. 79 and recommend that same be indefinitely postponed.

S. B. No. 80 and recommend that same be indefinitely postponed.

S. B. No. 93 and recommend that same do pass.

Sub. for S. B. No. 234 and recommend that same be amended as follows: Amend by adding to Section 1 the following: "Provided that all oil or gas made and executed pursuant to this Act shall be separate and distinct any lease or grazing or agricultural privileges thereon that may be made on the state land board."

Amend section 1 in line 6 by inserting after the word "as" the words "provided in," and as amended recommend that same do pass.

S. B. No. 251 and recommend that same do pass.

S. J. M. No. 4 and recommend that same do pass.

Sub. S. B. No. 259 and recommend that same be amended as follows: Amend section 1 by striking out line 29.

Amend section one by striking out in line 26 the figures "\$2,500.00" and inserting in lieu thereof the figures "\$3,600.00."

Amend section 1 by striking out in line 23 the figures "1200" and inserting in lieu thereof the figures "1500."

Amend section 1 by striking out line 13.

Amend section 1 by striking out in line 24 the words "deputy superintendents of banks 7200.00 and inserting in lieu thereof the words "four deputy superintendents of banks, each 1800.00.

Amend section 1 by striking out the figures "2400.00" in line 25 and inserting in lieu thereof the figures "3000.00."

Amend section 1 by striking out in line 11 figures "2100.00" and inserting in lieu thereof the figures "2400.00."

Amend section 1 by striking out in line 9 figures "2100" and inserting in lieu thereof the figures "2400."

Amend section 1 by striking out in line 7 the figures "\$2100.00" and inserting in lieu thereof the figures "2400.00" and as amended recommend that same do pass.

W. E. HARMON, Chairman

Upon motion of Senator McKay, duly seconded and carried S. J. R. No. 4 was segregated from the report.

The report of the Committee of the Whole as amended was thereupon adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Helena, Montana, February 21st, 1921

Mr. Speaker:

I am directed by the Senate to advise your Honorable Body of the production of the following Senate Bills, and their assignment to Committee as designated:

Senate Bill No. 296, by Stewart, a Bill for an Act entitled: "An Act to amend subdivision 11, of section 508 of chapter 76 of the Laws of the Thirtieth Legislative Assembly, as amended by section thirteen chapter 196 of the Laws of the Sixteenth Legislative Assembly of Montana," referred to Committee on Judiciary.

Senate Bill No. 297 by Leuthold a Bill for an Act entitled: "An Act relieving the rights of purchasers of lands at mortgage foreclosure and execution sales to the possession of such lands and crops growing thereon during the period of redemption," referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Helena, Montana, February 21, 1921

Mr. Speaker:

I am directed by the Senate to advise your Honorable Body that Standing Committees reported as follows:

Committee on Judiciary, reported Senate Bill No. 296, by Stewart of Lodge, "An Act to amend subdivision 11 of section 508 of chapter 76 Laws of the 13th Legislative Assembly as amended by section 13 of chapter 196 Law of

16th Legislative Assembly of Montana, and recommended that said Bill do

Also Senate Bill No. 283, by Booth, An Act authorizing and directing the paying of two million dollars by the State of Montana for the purpose of paying outstanding claims and accruing claims, charges and appropriations against the general fund of the State of Montana, etc., to which report was attached an opinion of the Attorney General of the State of Montana, as to the constitutionality of this law, which opinion holds that the act is constitutional and the committee, therefore, recommended that Senate Bill No. 283 do pass, and further recommended that if the Bill should be concurred in by the House of Representatives and approved by the Governor that the Attorney General be requested to institute legal proceedings in the Supreme court of this State to determine the constitutionality of the law at the earliest possible date.

Also, Senate Bill No. 247, by Booth, Slattery, Stewart, Lewis, Burlingame, Corn, Paul and Kirton.

An Act for the General revision of the Civil and Criminal practice acts of Montana, etc., and recommend the following amendments to the printed bill:

Amend the title of the printed bill by adding thereto after the number 7114 in the fifth line of the title the number 9340. Amend Section 3 of the printed bill to read as follows:

Section 3. That Section 6788 of the Revised Codes of Montana of 1907, be the same is hereby amended to read as follows: "Section 6788. Whenever a motion for a new trial is pending no bill of exceptions need be prepared or settled until the decision of the court upon the motion for a new trial has been rendered, but a bill shall be prepared and settled in the same manner and within the same length of time after the decision on the motion for a new trial as is hereinafter provided for the making and settling of bills of exceptions. Except as above provided, the party appealing from a final judgment, if he desires to present on appeal the proceedings, had at the trial must within fifteen days after the entry of judgment if the action was tried with a jury, or after receiving notice of the entry of judgment if the action was tried without a jury, or within such further time as the court or a judge thereof may allow, not to exceed sixty days, except upon affidavit showing the necessity for further time, prepare and file with the clerk of the court and serve upon the adverse party a bill of exceptions, containing all of the proceedings had at the trial upon which he relies, in which bill the evidence shall, unless otherwise prescribed by the rule of the supreme court, be stated in narrative form, except that the particular portion of the record showing objections to the admission or rejection of testimony upon which the party preparing the bill expects to rely, shall be set out verbatim. Within ten days after such service the adverse party may propose amendments thereto and serve the same, or a copy thereof, upon the other party. The proposed bill and amendments must, within ten days thereafter, be presented by the party seeking the settlement of the bill, to the judge who tried the case, upon five days' notice to the adverse party, or be delivered to the clerk of the court, or judge. When received by the clerk he must immediately deliver them to the judge, if he be in the county; if he be absent from the county, and either party desire the papers to be forwarded to the judge, the clerk must, upon notice in writing of either party immediately forward them by mail, or other safe channel; if not thus forwarded, the clerk must deliver them to the judge immediately after his return to the county. When received, the judge must designate the time and place at which he will settle the bill, and the clerk must immediately notify the parties of such designation. At the time designated the judge must settle the bill. If the action was tried before a referee, the proposed bill, with the amendments, if any must be presented to such referee for settlement within ten days after service of the amendments upon notice of five days to the adverse party and thereupon the referee shall settle the bill. If amendments are served, or if served are allowed, the proposed bill may be presented, with amendments, if any, to the judge, or referee, for settlement upon notice to the adverse party. It is the duty of the judge or referee, in settling the bill, to strike out of it all redundant and useless matter, so that the

objections may be presented as briefly as possible. When settled, the bill must be signed by the judge or referee with his certificate to the effect that the same is allowed, and shall then be filed with the clerk."

Amend Section 5 of the printed bill by striking out the word "second" occurring in line 2 of page 4.

Amend Section 7 of the printed bill to read as follows: Section 7. That Section 6796 of the Revised Codes of Montana of 1907, be and the same is hereby amended to read as follows: "Section 6796. The party desiring a new trial must within ten days after the return of the verdict or within ten days after receiving notice of the decision of the court, serve upon the adverse party and file with the Clerk a notice of motion for a new trial, designating the ground upon which the motion will be made and whether the same will be made upon affidavit or the minutes of the court or both. The time above specified shall not be extended by order or by stipulation. If the motion is to be made upon affidavits, the moving party must within ten days after serving the notice, or within such further time not to exceed thirty days in all as the court in which the action is pending or a judge thereof may allow, file such affidavits with the clerk and serve a copy thereof upon the adverse party who shall have ten days thereafter or such further time not exceeding thirty days in all as the court may allow to serve and file counter affidavits."

Amend Section 8 of the printed bill by striking out the word "ten" occurring in line 6 of page 5 and insert in lieu thereof the word "thirty."

Amend Section 9 of the printed bill to read as follows: Section 9. That Section 6799 of the Revised Codes of Montana of 1907, be and the same is hereby amended to read as follows: "Section 6799. The records on appeal from a final judgment shall consist of the judgment roll as defined in section 6806 of the Revised Codes of 1907, together with all bills of exceptions settled and filed in the case, and a copy of the notice of appeal. Whenever a motion for a new trial has been made and overruled, the party appealing from the judgment and desiring to review also the order of the Court denying the motion for a new trial, shall be permitted to use in lieu of a bill of exceptions, a transcript of the minutes of the court, prepared and certified in the manner hereinafter provided, or he may prepare and have settled a bill of exceptions in the manner provided by section 6788. The record on appeal from an order granting a new trial shall consist of the pleadings and the affidavits used in the hearing, a copy of the motion for a new trial, a copy of the notice of appeal, and a transcript of the minutes of the court used on the hearing, containing all that part of the minutes of the court and all that part of the official stenographic report of the trial which was read on the hearing of the motion for a new trial or which related to questions raised on the hearing, or such parts thereof as may be agreed upon by the parties as sufficient; such transcript of the minutes shall be prepared, certified by the court as correct and filed with the clerk of the court who shall transmit the same to the Supreme Court as a part of the record on appeal.

Amend Section 12 of the printed bill by striking out in line 11 on page 6, the words, "when properly presented in the transcript on appeal."

Amend Section 15 of the printed bill by striking out all that part thereof from the word "on" in line 1 down to and including the word "thereto" in line 5 on page 10 and insert in lieu thereof the following: On the trial of an indictment on information it shall not be necessary to ask for or note an exception on any of the rulings or decisions of the trial court or judge upon matters enumerated in Sections 9339, 9341 and 9342 of the Revised Codes of Montana of 1907.

Amend the printed bill by adding thereto at the end of Section 15 and before Section 16 a new section numbered 15-A to read as follows: Section 15-A. That Section 9346 of the Revised Codes of Montana of 1907, be and the same is hereby amended to read as follows: "Section 9346. No bill of exceptions need be prepared or settled while a motion for a new trial is pending, but the same shall be prepared and settled in the same manner and within the same time after the decision of the court on the motion for a new trial as is hereinafter provided for the preparation and settlement of bills of exception after judgment; except as above provided, whenever a party desires to have a bill of exceptions settled, he must prepare a draft of a proposed bill and present the same, upon notice of

at t two days to the adverse party, to the judge for settlement, within ten
day fter the order or ruling excepted to is made, or within ten days after
jud nt has been rendered against him, unless further time is granted by the
jud of the district court or by a justice of the supreme court, or within that
per the draft must, upon such notice, of at least two days, be delivered to the
deli of the district court for the judge. When received by the clerk he shall
jud it together with any amendments proposed or objections thereto, to the
us or transmit it to the judge with such amendments and objections, as soon
as be, and, when settled, the bill must be signed by the judge and filed as
the record of the case.

amend Section 16 of the printed bill by adding thereto as a part of said
sect at the end thereof the following: "Whenever a motion for a new trial
has en made and overruled, the party appealing from the judgment, shall in
lien a bill of exceptions be permitted to use a transcript of the minutes of
the irt prepared and certified in the same manner as provided by Section 6799,
the l Codes of 1907, governing civil practice, or he may prepare and have set-
tled bill of exceptions in the manner provided by Section 9346.

amend Section 19 of the printed bill by adding thereto after the number
711 n line 1, of page 11, the number 9340.

amend the printed bill by striking out in Section 20 on page 12 the words,
"red or decision filed prior to the effective date of this act," and insert in
lien ereof the words, "returned or decision rendered or filed prior to said date."
And so amended the bill do pass.

e above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. eaker:

February 21, 1921.

um directed by the Senate to inform your Honorable Body that standing
com tees reported as follows:

ommittee on Fish and Game reported House Bill No. 145, by Chatfield,
at amending Section 20, Chapter 173 of the Laws of the Fifteenth Legis-
lative Assembly" and recommend that the same be not concurred in.

ommittee on Judiciary, reported Senate Bill No. 290, by Donlan, "An Act
to d nd Section 1, Section 4, and Section 6, of Chapter 155 of the Session Laws
of t Sixteenth Legislative Assembly "An Act to provide a method of voting
at g eral, special and primary elections, including general, special and primary
mun pal elections, by electors absent, or expecting to be absent, on the day of
any ch election, etc., and recommended that said bill do pass.

so, Senate Bill No. 292, by Page, an Act amending Section 2513 of the Re-
vised codes of Montana of 1907, relating to tax statements, and recommended
that id bill do pass.

so, Senate Bill No. 295, by Heren, an Act to amend Section 7436 Revised
Code of Montana, 1907, relating to letters of administration, and to whom they
may e granted, and recommended that said bill do not pass.

so, Senate Bill No. 120, by Donlan, an Act to create, establish and organ-
ize a Public Service Commission, etc., and recommended that said bill do not
pass.

so, House Bill No. 54, by MacDonald of Flathead, an Act to amend Sec-
tion , 6, 7, 8, 9, 14 and 36 of Chapter 143 of the Acts of the Fifteenth Legis-
lative Assembly of the State of Montana, relating to intoxicating liquors, and
reco mended that said bill be not concurred in.

ommittee on Printing reported Senate Bills No. 240, 253, 254, 255, 259, 263,
267 70, 271, 272, 265, 278, 279, 282, 283, 284, 286, 287, 288, 290,
291 2, 293, 294, 295, S. J. M. No. 4 returned from the printer correctly printed.

e above reports were adopted.*

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 21, 1901.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File, respectfully report as follows:

S. B. No. 253, and recommend that same be amended as follows: Amend by adding at the end of Section 4 the following: "And whenever, before the completion of any contract as above described, a portion of one county is taken from said county and added to another county, such county to which said territory is assessed shall assume the uncompleted portion of said contract so far as it applies to the territory transferred and such portion of said contract shall be an obligation of said enlarged county in the same manner as if said contract had been originally entered into by said county to which such territory is transferred," and as so amended recommend that same do pass.

S. B. No. 254 and recommend that same do pass.

S. B. No. 255 and recommend that same do pass.

S. B. No. 263 and recommend that same be amended as follows: Amend Section 5, by inserting in line three between the word "crops" and the word "and" the word "Horticultural," and as amended recommend that same do pass.

S. B. No. 265 and recommend that same do pass.

S. B. No. 267 and recommend that same do pass.

S. B. No. 270 and recommend that same do pass.

S. B. No. 271 and recommend that same do pass.

S. B. No. 272 and recommend that same do pass.

S. B. No. 284 and recommend that the same be amended as follows: Amend Section 1 by adding after the word "upon" in line 7 the words "A bulletin board near," and as so amended recommend that same do pass.

S. B. No. 285 and recommend that same be amended as follows: Amend Section 1 by adding after the word "upon" in line 7 the words "A Bulletin board near" and as so amended that same do pass.

S. B. No. 286 and recommend that same be amended as follows: Amend Section 1 by striking out in line 5 the figures 1000 and inserting in lieu thereof the figures \$25000, and as amended recommend that same do pass.

S. B. No. 287 and recommend that same be amended as follows: Amend Section 1 by striking out in line 2 the words "the third Monday in" and inserting the words "the first day of." Amend Section 1 by inserting after the word "annually," the words "in pamphlet form." Amend Section 1 by inserting after the word "class" in line 5 the following "The assessor shall at least fifteen days before the meeting of the Board of Equalization mail to each taxpayer a copy of said pamphlet." Amend Section 2 by striking out in said Section 2 and inserting in lieu thereof the following:

Section 2. All Acts and parts of Acts in conflict herewith are hereby repealed. Amend Section 1 by inserting in line 2 after the word "showing" the words "in alphabetical order." Amend Section 1, line 1 by inserting after the word "County" the words "when directed by the Board of County Commissioners," and as amended recommend that same do pass.

S. B. No. 288 and recommend that same do pass.

S. B. No. 289 and recommend that same do pass.

S. B. No. 290 and recommend that same do pass.

S. B. No. 292 and recommend that same do pass.

S. B. No. 294 and recommend that same do pass.

S. B. No. 283 and recommend that same do pass.

S. B. No. 247 and recommend that same do pass.

S. B. No. 240 and recommend that same do pass.

S. B. No. 291 and recommend that same do not pass.

Substitute for S. B. No. 221 and recommend that same do pass.

S. B. No. 278 and recommend that same do pass.

T. P. STEWART, Chairman

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Helena, Montana, February 21st, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the standing Committees reported as follows:

The Committee on Engrossed Bills reported Senate Bill No. 115 correctly engrossed.

The Committee on Elections and Privileges reported Senate Bill No. 135 by Lewis, "An Act to amend sections 2, 3, 9, 10, 13, 16, 17, 18, 31 and 32 and to add sections 20 and 22 of the law initiated and passed by the people of the State of Montana at the General Election of 1912, entitled: 'A Bill to propose by initiative petition a law to provide for party nominations by direct vote and add two new sections thereto to be known as sections 3A and 3B;'" and Senate Bill No. 136, introduced by Lewis, "An Act to amend section 1 and to propose a law initiated and passed by the people of the State of Montana at the General Election of 1912, entitled: 'A Bill to propose by initiative petition a law to provide for the expression of the people of the State of Montana of their preference for party candidates for president and vice president of the United States at the election of delegates to presidential conventions and the nomination of electors at presidential conventions and the nomination of presidential electors by direct vote,'" recommended that said Senate Bills 135 and 136 be referred to the Joint Committee on Apportionment and Representation.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 21st, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on general file report as follows: S. B. No. 296 and recommend that same do pass.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 21st, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was introduced, read first and second time and referred to the committee designated:

S. B. No. 298, by Booth, a Bill for an Act entitled: "An Act providing that school districts in the State of Montana, which have been heretofore created by law may be hereafter divided by the creation of a new county under the provisions of chapter 112, laws of the Twelfth Legislative Assembly of chapter 133, laws of the Thirteenth Legislative Assembly, of chapter 139, Laws of the Fourteenth Legislative Assembly, of chapter 226, Laws of the Sixteenth Legislative Assembly of the State of Montana, shall be joint school districts subject to all the laws of the State of Montana, relating to Joint School Districts." Referred to Joint Committee on Apportionment and Representation.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Helena, Montana, February 21st, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate adjourned at 10:05 P. M. to meet tomorrow, Tuesday, February 22, 1921, at 11 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 22d, 1921

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Burlingame, duly seconded and carried, the Senate requests the return of substitute for House Bill No. 54 for further consideration.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

The following communications were received and read at length in the House.

Butte, Montana, February 17, 1921

To the Speaker and Members of the House, 17th Legislative Assembly, Gentlemen:

We wrote your Honorable Body under date of January 7th asking that grave consideration be given the Senate Bill by Slattery, killing the Montana Trade Commission Law, passed in the special session for the purpose of controlling profiteering. A copy of same is herewith attached. We have kept a careful watch of this Slattery measure and find that it has never been reported out of committee, but on the 14th a measure was introduced by Faust of Granite County in the House to annul the provisions of the Montana Trade Commission Law against profiteering. This law has not been enforced for the reason that the Montana development Association obtained an injunction against the Trade Commission Board and the constitutionality of the law is now being decided by the United States Supreme Court and a decision will be rendered in March. The bill is constitutional and will be so decided, and for that reason the Faust measure is being railroaded by the special mercantile interests in the House and the Lobby at Helena.

The provisions of the Montana Trade Commission Law are very fair and conservative and will in no way injure or inconvenience the honest merchant. If the members of your body will read the law and not allow some biased or prejudiced member of your assembly to submit statements regarding this fair and impartial law that may not be true, we are sure that the Faust bill will not pass.

Thanking you for your consideration, we are,

Very respectfully yours,

BUTTE CONSUMERS' LEAGUE

By D. M. Peets, Pres., C. J. Penney, Sec.

Butte, Montana, January 7, 1921

To the Members of the Senate and House, 17th Legislative Assembly, Helena, Montana.

Gentlemen:

Senator Slattery gave notice of a bill he will introduce to dispose of the Montana Trade Commission and the duties conferred upon this commission by Bill passed in special session in August, 1919. The bill creating the Trade Commission to control profiteering on necessities for the home and farm was passed by the urgent request of consumers, labor, the farmer and the large employer of labor, and no request has been made by these persons, or by the people of the state to nullify this law. In behalf of the consumer of the state, who is suffering from just as unfair prices as at any time during the war, based on conditions of the market, we ask that any measure to dispose of the Montana Trade Commission and its functions be killed.

A suit was brought in the United States Supreme Court last January to test the constitutionality of the law creating the Trade Commission, and this suit was brought by the Merchant's Association. A decision as to the constitutionality of this law will come out of the United States Supreme Court in March and if an adverse decision is given, we will abide by same. In the meantime, we feel that a bill introduced to nullify the law to curb profiteering is ass legislation and not in accord with the wishes of any portion of the people excepting the Merchants' Association of the State (now in session at Helena).

the law, as well as the splendid service rendered by the High Cost of Living Investigating Committee, out of the last session, and also the efforts of the Montana Trade Commission in behalf of the consumer, has received the commendation of the people and the press of the state.

We will ask that this letter be read to the members of the House and that each and every member will give careful consideration before voting on a bill to destroy the Trade Commission, whose duty it is to control profiteering. If each and every member will inquire as to the sentiment of his constituents before voting on this measure, the bill as passed will stand until a decision is rendered by the United States Supreme Court.

As many members of your body have probably read in trade journals during December, the National Merchants' Association is centering its power, finance and influence to keep any laws from being passed in Montana, and Indiana, that profiteering and to nullify any laws that are now in effect to curb profiteering in Montana and Indiana.

The Montana Trade Commission has been unable to function in behalf of the consumer because of the injunction secured by the Merchants' Association, but have been able to give information from time to time during the year through the space given them in the press that at least put the consumer on his guard. The press of this state is to be commended for the space given in their publications advising of market declines, etc., which information added to the knowledge of the consumer, even though the distributor protected other members of his particular association by keeping up the price.

Thanking you for your consideration, we are,

Yours very respectfully,

BUTTE CONSUMERS' LEAGUE.

By D. A. Peet, President.

February 18, 1921.

Mr. Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures: H. B. No. 122, relating to the Land Office Expense Fund.

I. J. M. No. 13, relating to freight rates on potatoes.

JOS. M. DIXON, Governor.

February 21, 1921.

Mr. Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures: H. B. No. 38, Appropriation for mileage and per diem of potential electors.

I. B. No. 127, relating to Offices of Superintendent of city schools and principal of county high schools.

I. B. No. 184, deficiency appropriation for state board of horticulture.

I. M. No. 5, relating to Fort Peck Indian Reservation.

Substitute for H. J. M. No. 3, relating to the gate of the Rocky Mountains.

JOS. M. DIXON, Governor.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your committee on Enrollment, respectfully report as follows: That H. B. No. 38, 127, 152, 184, and H. M. No. 5, and substitute for H. J. M. No. 3, have been delivered to the Governor's office for his approval.

BLACK, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 154, being "An Act to establish a tax on direct and collateral inheritances, bequests and devices; to provide for its assessment and collection and directing the disposition of the proceeds thereof; and repealing, substituting certain reservations, sections 7724 to 7751, both inclusive, of the Revised Code of 1907," respectfully report that H. B. No. 154 do not pass, but that

substitute for H. B. No. 154 being "An Act to establish a tax on gifts, legacies, inheritances, bequests, devices, successions, and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this Act and for suits to quiet title against claim of liens arising hereunder, and repealing all Acts in conflict with this Act," do pass.

COONEY, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 111, being "An Act to establish a tax on gifts, legacies, inheritances, bequests, devices, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this act and for suits to quiet title against claim of liens arising hereunder and repealing all Acts in conflict with this Act," respectfully report as follows: That H. B. No. 111 do not pass.

COONEY, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced and read first and second times, and referred to Committees as follows:

S. B. No. 287, by Junod, a Bill for an Act entitled: "An Act to publish information concerning the annual Tax Assessment roll in counties." Referred to Committee on Revenue and Taxation.

S. B. No. 288, by Burlingame, a Bill for an Act entitled: "An Act authorizing the board of directors of any corporation to lease or sub-lease oil and gas lands." Referred to Committee on Petroleum, Oil and Gas.

S. B. No. 290, by Donlan, a Bill for an Act entitled: "An Act to amend section 1, section 4 and section 6, of chapter 155, of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana of 1917, entitled: 'An Act to provide a method of voting at general, special and primary elections, including general and special and primary municipal elections, by electors absent, or expecting to be absent on the day of any such election from the county in which they are electors, and making regulations regarding such voting, and to repeal chapter 110 of the Session Laws of 1915, known as the absent voters' Law, and providing penalties for the violations of the provisions of this Act.' Referred to Committee on Privileges and Elections.

S. B. No. 294, by Lenthold, a Bill for an Act entitled: "An Act to amend section 13 of chapter 145 of the Session Laws of 1917, entitled: 'An Act to provide for the organization of special road districts in the several counties of the State, to provide for the election and appointment of directors, and other officers for special road districts, prescribing their duties and regulating the government thereof, and to provide for the levy of taxes in special road districts and the disbursements of the special road district fund.' Referred to Committee on Highways.

S. B. No. 292, by Page, a Bill for an Act entitled: "An Act amending section 2513 of the Revised Codes of Montana of 1907, relating to Tax Statements." Referred to Committee on Revenue and Taxation.

S. B. No. 272, by Hazelbaker, a Bill for an Act entitled: "An Act to amend section 107 of chapter 76 of the laws of the thirteenth legislative assembly of Montana of 1913, relating to local executive boards for state institutions." Referred to Committee on State Institutions, Public Buildings and Grounds.

S. B. No. 276, by Edwards, a Bill for an Act entitled: "An Act to amend section of chapter 39 of the Session Laws of 1915, being the same as chapter 175 of the Session Laws of 1917, entitled: 'An Act prohibiting the introduction into, the manufacture of, and the giving, exchanging, bartering, selling or disposing of ardent spirits, ale, beer, wine or intoxicating liquors within the State of Montana; providing penalties for the violation thereof; and providing for

endum of said act and providing the time when said act shall take effect," repealing all acts and parts of acts in conflict herewith." Referred to Committee on Judiciary.

S. B. No. 289, by Siegfriedt, a Bill for an Act entitled: "An Act providing a physician, as herein defined, to whom has been granted a permit to use, prescribe, dispose of, purchase, or obtain intoxicating liquors for medicinal purposes under the terms and provisions of an Act of Congress enacted into Law the 28th day of October, 1919, entitled: 'An Act to prohibit intoxicating liquors, and to regulate the manufacture, production, use and sale of high-proof spirits for other than beverage purposes, and to insure an ample supply of alcohol to promote its use in scientific research and in the development of fuel, dye, and other lawful industries,' may lawfully use, prescribe, dispose of, purchase or obtain intoxicating liquors for medicinal purposes only as in said permit provided; and providing that any person to whom has been granted a permit to sell or dispose of intoxicating liquors for medicinal purposes under the terms and provisions of said act of congress, may lawfully sell or dispose of intoxicating liquors for medicinal purposes; and repealing all acts or parts of acts in conflict herewith." Referred to Committee on Judiciary.

S. B. No. 115, by Kirton, a Bill for an Act entitled: "An Act defining the boundaries of the several counties of the State of Montana, enumerating the city seats thereof and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Townships and Counties.

S. B. No. 283, by Booth, a Bill for an Act entitled: "An Act authorizing and directing the borrowing of two million dollars by the State of Montana for the purpose of paying outstanding claims and accruing claims, charges and appropriations against the general fund of the State of Montana, making provisions as to the terms and conditions thereof, and directing and disposition of the proceeds thereof; providing for the repayment of the same and the interest thereon and creating, for the purpose of such repayment from the moneys accruing from taxes levied for general state purposes for the years 1921 and 1922, a special fund to be known as the 'Treasury Note Redemption Fund' and making an appropriation for such repayment; authorizing and directing the issuance of a series of Treasury notes for said loan, fixing the form thereof, making an appropriation for the payment of all expenses incident to negotiation of said loan and the issuance of said notes; repealing all acts or parts of acts in conflict herewith, and declaring an emergency." Referred to Committee on Judiciary.

S. B. No. 147, by Slattery, a Bill for an Act entitled: "An Act to amend section 8311 of the Revised Codes of Montana (1907), prescribing the punishment for robbery." Referred to Committee on Judiciary.

S. B. No. 240, by Lowe, a Bill for an Act entitled: "An Act providing for the furnishing of official bonds by the State of Montana for all public offices, clerks and commissions of the staff and of each and every political subdivision thereof; providing for the creation of a board of official bonds and of a fund to be known as the official bond liability fund; prescribing the duties and powers of said board of official bonds, and prescribing the duties of all public officers and agents thereunto, and for the adjustment and settlement of liabilities thereby, and to prevent any other manner of bonding public officials." Referred to Committee on Judiciary.

Substitute for S. B. No. 221, by Booth, a Bill for an Act entitled: "An Act amending sections 4413, 4415, and 4416 of the Revised Codes of Montana, 1907, relating to foreign corporations." Referred to Committee on Judiciary.

Substitute for H. B. No. 103, by Senate Judiciary Committee, a Bill for an Act entitled: "An Act amending section 6824 of the Revised Codes of Montana 1907, relating to exemption of property from execution." Referred to Committee on Judiciary.

H. Sub. for S. B. No. 42, by Judiciary Committee, a Bill for an Act entitled: "An Act amending section 5805 of the Revised Codes of Montana of 1907, relating to liens." Referred to Committee on Judiciary.

S. B. No. 286, by Donlan, a Bill for an Act entitled: "An Act fixing the amount of official bonds of state and county officers." Referred to Committee on Judiciary.

S. B. No. 296, by Stewart of Deer Lodge, a Bill for an Act entitled: "An Act to amend subdivision 11, of section 508 of chapter 76 of the Laws of the Thirteenth Legislative Assembly, as amended by section thirteen of chapter 190 of the Laws of the Sixteenth Legislative Assembly of Montana." Referred to Committee on Judiciary.

S. B. No. 278, by Esp, a Bill for an Act entitled: "An Act establishing and defining the boundary line between Sweet Grass County and Golden Valley County, State of Montana." Referred to Committee on Townships and Counties.

S. B. No. 253, by Haley, a Bill for an Act entitled: "An Act to provide for the classification of lands in the State of Montana for assessment and taxation purposes, and to authorize the board of county commissioners to cause such classification to be made and to provide for a tax levy to pay for the cost thereof, and to provide for the payment of indebtedness hitherto incurred by counties acting under the provisions of chapter 89 of the Laws of the Sixteenth Session of the Legislative Assembly of the State of Montana." Referred to Committee on Revenue and Taxation.

S. B. No. 254, by Parker, a Bill for an Act entitled: "An Act to detach Jefferson County from the fifth Judicial District and to annex it to the first Judicial District of the State of Montana." Referred to Committee on Judiciary.

S. B. No. 255, by Foster, a Bill for an Act entitled: "An Act to permit common carriers to carry free or at reduced rates secretaries of commercial clubs or officers or representatives of farmers' organizations for travel in the performance of duties of such organization." Referred to Committee on Railroads and Transportation.

S. B. No. 263, by Hazelbaker, a Bill for an Act entitled: "An Act to provide for the poisoning, killing, catching and exterminating of insect pests, providing for the appointment of persons and purchase of materials therefor; providing for the payment of the expense and authorizing the levy of a tax therefor; and defining the term 'insect pest'." Referred to Committee on Revenue and Taxation.

S. B. No. 265 by Booth a Bill for an Act entitled: "An Act to amend section 10 of chapter 101 of the laws of the Sixteenth Legislative Assembly of Montana of 1919 relating to the compensation of members of the executive board of the State vocational school for girls." Referred to Committee on State Boards and Officers.

S. B. No. 267, by Junod and Hazelbaker, a Bill for an Act entitled: "An Act relating to the appropriation of water for sale, rental, distribution, or other beneficial use, amending sections 4840, 4843 and 4847 of the Revised Codes of the State of Montana, making appropriations subject to prior adjudications, regulating the manner of use of water courses, relating to evidence in certain cases, repealing sections 4866, 4871, 4872, 4873, 4874, 4875, 4876, 4877, 4878, 4879 and 4880 of the Revised Codes of Montana, and providing penalties for a violation of the provisions of this act." Referred to Committee on Irrigation and Water Rights.

S. B. No. 270, by Griffin, a Bill for an Act entitled: "An Act amending section 69 of chapter 147 of the laws of the Eleventh Legislative Assembly, relating to improvements on leased state lands." Referred to Committee on State Lands.

S. B. No. 271, by Griffin, a Bill for an Act entitled: "An Act amending section 44 of chapter 147 of the laws of the Eleventh Legislative Assembly relating to improvements of leased state lands." Referred to Committee on State Lands.

S. B. No. 284, by Larson, a Bill for an Act entitled: "An Act regulating the time and manner of payment of state warrants and amending section 84 of the Revised Codes of Montana of 1907." Referred to Committee on Judiciary.

B. No. 285, by Larson, a Bill for an Act entitled: "An Act regulating the and manner of payment of county warrants and amending section 2949 Revised Codes of Montana of 1907." Referred to Committee on Judiciary.

B. No. 242, by Gibson, a Bill for an Act entitled: "An Act regulating the of motor vehicles on the highways of this state; defining and specifying the rules of the road and the manner of using same everywhere within the f Montana; and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Highways.

Joint Memorial No. 4, by Mains, referred to Committee on Federal Relations.

B. No. 251, by Hazelbaker, a Bill for an Act entitled: "An Act to regulate corporations, associations and persons engaged in this state in the business of transporting natural gas through pipe lines, regulating operators of gas wells, regulating the purchase of natural gas by pipe lines, conferring jurisdiction upon the railroad commission to enforce this act and providing penalties for violation of this act." Referred to Committee on Petroleum, Oil and Gas Affairs.

B. No. 93, by Booth, a Bill for an Act entitled: "An Act relating to the pointment of deputy county attorneys and repealing all acts and parts of in conflict herewith." Referred to Committee on Judiciary.

B. No. 73, by Booth, a Bill for an Act entitled: "An Act amending section of chapter 222 of the acts of the Sixteenth Legislative Assembly of Montana of 1919, relating to the appointment and compensation of deputy county officers." Referred to Committee on Judiciary.

B. No. 280, by Clark, a Bill for an Act entitled: "An Act to amend section 4076 and section 4083 of the Revised Codes of the State of Montana of 1917 and chapter 120 of the Fifteenth Legislative Assembly relating to the incorporation and creation of mutual hail insurance companies. Referred to Committee on Insurance.

Substitute for S. B. No. 259, by Lowe, a Bill for an Act entitled: "An Act relating to the compensation of certain State Officers, deputies and clerks." Referred to Committee on Judiciary.

Substitute for S. B. No. 235, by Heren, a Bill for an Act entitled: "An Act regulating the renewal and renewals of leases of oil and gas lands of the state." Referred to Committee on Petroleum, Oil and Gas Affairs.

A motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

I, your Committee on Printing, to whom was referred House Bills No. 284, 83, 368, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Upon motion of Dillavou, duly seconded and carried, the House now resolved into a Committee of the Whole for the consideration of General Orders, all to be read by title and section number only and open to amendment, except demand of any one member that they be read at length.

GENERAL ORDERS.

Speaker in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

I, your Committee of the Whole, having had under consideration, business General Orders, respectfully report as follows:

B. No. 150 be concurred in.

B. No. 181 be concurred in.

S. B. No. 159 be referred to Committee on Agriculture.

Substitute for S. B. No. 113 be referred to Judiciary Committee.

S. B. No. 107 be concurred in with the following amendment: Amend Section 13 by striking out the word "thru" and substituting therefor the word "ten" in line 1.

STONER, Chairman.

Report adopted.

Upon motion by Dillavou, duly seconded and carried, a Committee of three was appointed to notify the Governor and a committee of three to notify the Senate, that the House was ready to receive them in Joint Session.

The Committee appointed was as follows:

To notify the Governor: Dillavou of Yellowstone, Wilcomb of Madison and Wallace of Missoula.

To notify the Senate: Green of Flathead, Beley of Wheatland, and Brown of Mineral.

Upon motion by Hathaway, duly seconded and carried, a full stenographic report of the address of Governor Dixon upon the life of George Washington is ordered taken.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from standing committees:

Mr. Speaker:

We, your Committee on Federal Relations, having had under consideration S. J. Resolution No. 7, by Junod, a resolution relating to the endorsement of the McFadden bill to protect the gold monetary reserve of the United States by stimulating the gold production, respectfully report as follows: That said S. J. Resolution No. 7 do pass.

Report adopted.

KNUDSVIG, Chairman.

Mr. Speaker:

We, your Committee on Federal Relations, having had under consideration S. J. Memorial No. 3, respectfully report as follows: That S. J. Memorial No. 3 as amended do pass.

KNUDSVIG, Chairman.

Report adopted.

The Sergeant-at-Arms of the House at this time announced the Senate at the bar of the House and the Senate was then admitted.

JOINT SESSION.

Upon motion by Dillavou, duly seconded and carried, a Committee of three was appointed to escort the Governor to the bar of the Joint Assembly as follows: Senator Junod, of Senate, Representative Black of House.

The President of the Senate at this time introduced Governor Dixon.

A musical program was then rendered by the Wesleyan Glee Club.

Governor Dixon at this time delivered the following address:

ADDRESS OF GOVERNOR JOSEPH M. DIXON,

February 22, 1921.

Before Joint Session of Senate and House of Representatives, Seventeenth Legislative Session.

Mr. President, Mr. Speaker, and Members of the Legislative Assembly:

It is well for us who have been temporarily assigned duty by the people of Montana in her State Capitol to pause for a few minutes during the closing of a strenuous legislative session, and in a reverential spirit of heart searching, and in a spirit of investigation of the life and work and the services and sacrifices of a great American renew our own spirit of devotion to the people of which we hold a common citizenship. By common consent the American people assign first in their temple of the Immortals, George Washington. Second, Abraham Lincoln. Possibly a majority at this time of Americans might assign a third name to the list, but this generation is still too close—the personalities and the politics—to bring another name within the sacred confines that hover about the memory of Washington and Lincoln.

standing on the banks of the Potomac within the boundaries of the city—capital of the Republic—dedicated to the memory of these two men I have named, stand two great monuments, built and dedicated by a hundred millions of Americans. First is the great monument, towering into the clouds themselves, five hundred and fifty feet high, without a line inscribed to the memory of Father of his Country.

Those of you who have either walked or ascended by the elevator the five hundred and fifty feet of that shaft must have noticed as you wound around the stones from every nation on earth as their contribution to the memory of Washington—further out on the banks of the Potomac the more recently built monument to Abraham Lincoln. In the great Capital they stand alone as the two tributes of a grateful people to the memory of their great leaders.

Washington and Lincoln not alone occupy this place in the Hall of our Immortal names, but both are outstanding figures in all the world's history. Both of them sprang from the English speaking portion of the races, a nation made through centuries of amalgamation of the Celt, the Norseman, the Teutonic and the Scandinavian races, from which practically every man, woman and child in this room owe a common descent.

George Washington's influence upon the lives of every person in this room has been greater than we know. His life and work so profoundly impress your individual life and fortune. Had it not been for the man of his poise and his ability to lead, and his patience, the overwhelming testimony of history is that the revolutionary struggle which separated us from the mother country would not have succeeded at the time. The drop of water that falls upon the crest of the Rocky Mountains may by accident be deflected by a single pebble into either the waters of the Atlantic or Pacific oceans. The influence of Washington on our lives easily may have been such—probably is such—that you would not have been assembled in this Legislative Hall today had he not moved and lived and is being at the crisis at the beginning of our national career. If the revolution had failed at that time, with the struggle between the English and the French for the control of this colony—had the revolution failed in '75 and '76, on the 21st of September, 1781, what might have been the future of this Republic no man can foretell. If it had failed then, the speculation is too vast as to what might have been the consequences. Whether English civilization or French civilization would have controlled the continent in the future, no man is wise enough now to determine. If the revolutionary movement had failed, the great probabilities are that the empire known as the Louisiana purchase—of which Montana, where we now stand, was a part—would not so easily have fallen into the hands of the English speaking races. The jealousy of Napoleon, his ambition to destroy his great rival, caused the great territory of Louisiana to fall into the lap of the new Republic eight years after Washington had surrendered command.

I merely bring these things to your attention, first to give us an appreciation of the mighty influence for good that the man whom we venerate today has upon the history of the greatest nation on earth. He sprang from a line of common people. George Washington was the fourth of the generation that lived and died on the soil of Virginia. His people came from one of the northern counties of England. His people were not people of wealth. They were neither of affluence nor of poverty. His father, dying when George was still an infant, or in his early boyhood, left him with a widowed mother, endowed with a small Virginia plantation and a large family of children.

He never received anything but a common school education. It was a struggle with his widowed mother to support herself and the orphan children. With the exception of the tutoring of the Episcopal minister of the parish in which he lived, George Washington never had any education, such as we know it in our common schools of today. Born on the 11th day of February—not the 22nd—1732, under the old style of reckoning of the Julian calendar, which was moved eleven days by the decree of the British Parliament, and which we now know as the 22nd of February, he first saw the light of day on the Virginian plantation which I now describe. Born in the old time Southern plantation, wooden house, four rooms below and an attic above, the type of which all of us who have lived in the south know so well. He grew up under those conditions, and

as a youngster of fifteen finally attained a little education in higher mathematics to prepare himself as a surveyor, which was, under the colonial system then in vogue, outside of the clergy and the profession of law, about the only gentlemanly profession that a young Virginian could enter with any hope of success.

I have always held the belief that the man of calibre shows it before he is 21 years of age. I think Washington's life is the best evidence in support of my own theory. Luckily, the marriage of his older half brother into the Fairfax family of Virginia gave him entrance into what was known as the better society of the colony at that time. When we stop to contemplate that there was hardly a million and a half people scattered along the little fringe of settlements around the creeks and rivers that bordered the Atlantic coast, or a road in Virginia at the time, not a stage coach, but one little weekly newspaper printed in Williamsburg, the colonial Capital, we realize more poignantly what conditions were at that time. Young George Washington was most fortunately thrown into the life of Lord Fairfax, the head of the family into which George's older brother had married. Lord Fairfax owned immense stretches of unsettled wilderness of western Virginia, especially over the Blue Ridge and into the Shenandoah valley. When George Washington was only sixteen, Lord Fairfax delegated this young, handsome, stripling of a lad, with two or three companions, to survey the wilderness of land that he owned beyond the crest of the Blue Ridge. For two or three years this young lad, the head of the surveying party, gained his real experience with nature and wild animals, and the wild Indians, on these surveys in the Shenandoah valley. At nineteen, his father obtained his appointment as one of the Adjutant Generals of the colony, with the rank of major.

Men may have the calibre who do not meet with opportunity and not succeed in the bigger way of life. It takes both calibre and opportunity combined.

Opportunity came to the young Virginia surveyor when the crisis approached between the French and English for the control of the continent. The French government at Quebec was pushing down its long line of forts and settlements along the great lakes, down the Allegheny by the headwater of the Ohio, to cut off the English settlements along the coast line. Had that movement succeeded, the United States of America—as we know it—would never have existed. Fortunately, it came into this young surveyor's life to play a great part. When Governor Dinwiddie, under instructions from the English government, which was alarmed by the encroachment of the French garrisons on the headwaters of the Ohio, sought some one to carry the protest against the encroachment of the French upon English territory, Lord Fairfax wrote him a letter. He said to him, in recommending this young surveyor, then twenty-one years old, a major in the Virginia militia, "It is lucky, Governor Dinwiddie, I have the man for you. He is young, daring and adventurous, but yet sober-minded and responsible. He only lacks opportunity to show the stuff that is in him." Those were his credentials. That was his introduction into the real part that he played in the earlier colonial life.

Armed with a letter from Governor Dinwiddie, with one solitary companion—a Pennsylvanian Dutchman, a trader and trapper with the Indians—during the winter months of 1753 he threaded his way over the Blue Ridge and over the Alleghenies to the French outposts upon the Allegheny river, about where the city of Erie, Pa., now stands. He delivered the message, he carried back the evasive reply. No good came of that mid-winter trip. You remember in your school books the stories of the Indian who tried to shoot him from behind a tree, of his overturning in the icy waters of the Allegheny, and his returning rather crestfallen to Williamsburg to make his report to Governor Dinwiddie.

The next spring the Virginia militia was marshalled to drive the French outposts away. Col. Fry in command, and the young Virginian major second. The Colonel died on the road and the command devolved upon Washington, who made the attack. They fought the battle of Great Meadows, as you recall reading in your school history. It was a drawn fight. Washington and his militia were allowed to march out with the honors of war back to the settlements. The Indian tomahawks were turned loose upon 350 miles of Virginia frontier. They

also carried into Pennsylvania, Maryland and Virginia as far east as where the city of Leicester, Pennsylvania, now stands, within a hundred miles of Philadelphia. The English government was thoroughly alarmed. They finally sent as you remember, two crack regiments of English infantry, under Braddock to drive back the French invasion in the new world. They recruited at Alexandria, fifteen miles across the Potomac from Washington.

I remember with what veneration I first entered the old house in Alexandria and the room was pointed out where the young Virginia Major was given commission in the British army under Braddock, as one of his aides in command of the company of the Virginia militia to accompany the British regulars on the march. We hardly conceive in this day of railroads and telegraphs and telephones, the delay, the slowness of movement of men in any line of activity at that time. It took all of the exertions of Franklin, then postmaster of Pennsylvania, to scour the colony for four hundred wagons to transport Braddock's supplies for two regiments of infantry. You will recall how they painfully cut the toilsome way through the Virginian forests of the Allegheny, advancing two and three and four miles a day, cutting their roads, leveling the trees, and finally how on that June morning they approached the crossing of the river nine miles east of Pittsburgh, to the fort the French had constructed at the confluence of the Monongahela and Allegheny rivers. Despite the warnings of the young Virginian Major of what they might expect, Braddock with supreme confidence in British regulars, and despising the Indians and frontiersmen, in solid military array, with banners flying and drums beating, marched in that July morning to receive the surrender of Fort Du Quesne.

You recall the ambushade, the murder and the massacre. Despite the warning of his Virginia Aide, the British army was deliberately slaughtered by one-half of their own numbers. Washington, the only man left unhurt among the principal officers, Braddock killed and eighty per cent of his officers and about the percentage of his men, began the gloomy retreat back to the settlements. War and massacre and Indian forray held full sway with nothing left between the French outposts and the settlements, until finally the young major rallied a few of the Virginian militia and held the outposts.

I do not want to weary you with the details of his earlier military life. In the years he became a real soldier. During the interval, you remember, Quebec finally fell. The final tragedy was written on the plains of Abraham when Wolf and Mountcalm, both leaders, fell in the bloody fight on the plains of Abraham, and the lilies of France ceased to wave on the American continent. Then came the ten years between that period and the beginning of the revolution. Washington, who had fallen heir to the estate at Mt. Vernon, his half brother had died without children and left it to the young Virginian Major, lived there the life of a Virginian planter. His wealth came through his inheritance from his brother. George Washington lived there, a member of the house of Bourgeois at Williamsburg. He passed ten years there in preparation for the great event yet ahead of him. Washington was one of the rich men of the colonies then. When the cleavage between the mother country and the colonies had reached the breaking point, Washington and John Hancock, the only two millionaires in the colonies, were the two outstanding figures who took their lives and their fortunes in their hands. When they made the final stand and determined on separation from the mother country, they knew what the fatal culmination might be. We of this generation forget that most of the wealth of that time, '75 and '76, that was in the colonies, was not enlisted with the popular movement. Most of the wealthy men of that time were loyalists.

While there is no accurate yardstick to determine the real sentiment of the colonies in '75 and '76, the probabilities are that not over three-fifths of the colonies dared take the fatal plunge. Washington and John Hancock, the two men of great wealth, were the only rich men who enlisted finally in the cause.

When the colonial militia had hemmed in the British forces at Boston, when the story of the midnight ride of Paul Revere and the meeting on the village green at Lexington was flashed by couriers to the south, George Washington was one of the first men who hastily saddled his horse and headed northwards to Concord. The Continental Congress of which he had been a member, was in ses-

sion at Philadelphia. By common consent in choosing a commander-in-chief for these embattled farmers who had fired the shot at Concord thirty days before which was heard around the world—by common consent they all turned to the young Virginian. Well, he was not so young either, he was about fifty at that time. There were lots of jealousies in the Continental army. The men of New England under their brigadiers and colonels, Worster and Putnam and others, were rather jealous of the man of Virginia; but by his tact, his positive good judgment and patience he welded them into a common fighting mass. You remember the story of when he arrived in Boston sometime in July and formally took command of the so-called continental army, merely a mob. The first thing he asked when he took command under the old elm tree on the commons at Harvard University at Cambridge, was, "How did the continental militia do on Bunker Hill?" They told him, "They stood their ground and drove the British regulars three successive times down the hill." Washington turned to his aide and said, "if that is the case, we've got better than a show."

I am not going to weary you with the long seven years story of the revolution. The colonies, disjointed, scattered, no lines of communication, overwhelmed almost to the point of collapse. You remember the retreat across the Jerseys, that winter in the snow and ice. The army had dwindled until it was scarcely a skeleton; when they all thought the collapse was imminent; when a man whom the American people have never yet been generous enough to account of the religious difference to give him his credit—credit was due—when Thomas Payne, carrying his musket in the ranks, fighting by day and writing by camp fire by night, his immortal words of the crisis, which began with the only stirring sentence: "These are the times that try men's souls," he put new life into Washington's beaten, struggling, ragged, barefooted army. That winter evening when the commander of the continental troops that were left tried like a lion at bay he cut his little force into four divisions, and he ordered them to strike the Hessian troops that night and capture Trenton. You remember how they all failed to get across the river that night, except the troops led in person by Washington, 2200 of them. The Delaware, filled with crackling and choking ice. They finally got across. In the early twilight dawn of that December morning—Christmas morning—they fell on the Hessian troops at Trenton and captured the entire division, and sent a thrill through the whole line of patriotic men who then only stood between the collapse of the movement and an overwhelming victory. Frederick the Great—the greatest soldier of his time—said that Washington turning at Trenton was the greatest military maneuver of the century.

We are not prone to look on Washington as a great successful general. He was the man who through seven years patiently and without means, accomplished the waiting victory that followed. The victory at Trenton was the thing, coupled with Thomas Payne's appeal, that caused the French government to listen to the prayer of the struggling colonists. That coupled with the victory at Saratoga finally turned the tide, and two French brigades of regulars and a fleet were sent. The final collapse came at Yorktown, the second great victory of the war when Cornwallis' army was completely wiped out and captured to the man.

Probably I am dwelling too long on these things, but born as I was in an old colonial settlement where these things that I now recite were drawn in almost with our mother's milk—the old plantation house in which I was born—I recall with what veneration I used to look upon the old splint bottomed rocking chair that Lord Cornwallis sat in when he drove my third great grandfather and his family out and took possession of the old colonial house—we hold it still as one of the relics of the great days of heroism, the great day of tradition with which many of this generation cannot be so familiar.

The victory at Yorktown settled the conflict. Then followed the five-year period that McMaster, the great American historian, denominates the great crisis of American history. The years intervening between the treaty of peace in '82. The calling of the constitutional convention in '87, and the installation of the government in 1789. McMaster calls it the critical period of all American history, when in the moment of victory the colonies almost went to pieces.

ernment, no currency and no centralized authority. It was a gloomy prospect confronted the little group of men who met in Carpenter's Hall in Philadelphia in 1787 and tried to write a constitution for the new government—no government, we had thirteen disjointed, bankrupt, struggling, scattered colonies. The movement had failed so far as the continental congress was concerned. Government by commission had failed, as it always fails. Government must be centralized. Somebody must have the power and authority. The continental congress and the continental government had broken down—there was no government left. A continental dollar? Why, it took a thousand of dollars to purchase one Spanish mill dollar. You hear the expression today—not a continental—reflecting the true condition from 1782 to 1789. The continental convention sat for four long months. Washington, by unanimous vote, was made President. Conflict of opinion—compromise—giving and taking. I think it was Gladstone who afterwards said it was the greatest document ever struck off by the hand of man. When the convention had adjourned and came one back to the colonies for ratification, the school boy of today hardly understands the struggle and the danger that still confronted. In many of the colonies the votes for the adoption or ratification of the Federal constitution were won by bare majorities, I think in New York by one. If Alexander Hamilton had not thrown his whole influence and brains and energy into the fight, New York would never have ratified. North Carolina and Rhode Island never ratified until hung in the balance for two months. Washington and Madison led the way in Virginia. Patrick Henry desperately opposed it. He portrayed the anarchy and the kingly government that would follow. We all know that no movement can ever be proposed but what the shrewd opponent can pick out the red flaws in it and the possibilities that may happen. Then and there in the re-convention, in the great debate in the thirteen colonies for and against the adoption of the constitution was formed the great basic difference of the political parties of the United States today. The Federalists—the forerunners of the Republican party—professedly believed in strong and centralized government. The opposition, led by Jefferson, were afraid of centralized power. They insisted on the right of the independent states and the right of veto of the state against the decrees of the federal government. Luckily, led by Washington, and Alexander Hamilton, and a few spirits of that kind, the opposing theory prevailed. The Federal government was finally adopted by the States—nine of them. Two of them afterwards came in, on the 4th of March 1789, a majority of the new congress of the United States finally convened in the City of New York. They waited three or four weeks to get a quorum. Very few of us know that the 4th of March is the dividing line between Federal administrations. Washington was not inaugurated on the 30th day of April, but on the 4th of May, when the first Continental Congress obtained a quorum and was organized.

Washington had been chosen by the electoral college unanimously president. It was on the 30th of April before he arrived in New York City to take the oath of office. There on the present site where the old Federal Hall stood, down on Wall street, the present site of the United States sub-treasury, standing out on the balcony, out in front of the assembled multitude, Chancellor Livingston administered to him his first oath of office as President of the United States. Looking back one hundred and twenty-five years and only seeing the high lights in history, we forget the trials and troubles and party faction that part of it was under the surface. It is like looking at that hill over yonder (indicating Mount Helena), when spring verdure at this distance gives it a velvety appearance. A closer inspection, however, will show the jagged rocks and unpleasant things. Looking back one hundred twenty-five years the school boys of today hardly realize the struggles of the first years of the administration.

President Washington called into his cabinet the greatest intellects of the time—Alexander Hamilton, the High Priest and Prophet of the Federalists, and the Whig and Republican parties, its successors. Washington had three men in his cabinet. There was Hamilton, Secretary of the Treasury. There was Henry Knox as Secretary of War. Randolph, the Attorney General. Jefferson, Secretary of State—there were four in the cabinet. During the first administration the

office of Postmaster General was created. President Washington served the four years. The new government was about on its feet. They said Hamilton with his policy of finance "smote the rock and the streams of revenue burst forth." They started in first by agreeing to pay the debts of all the thirteen colonies. The new government did not break faith by repudiating the overwhelming debt—they paid it. At the close of the first administration, Washington decided he would not become a candidate for re-election. At that time he started to prepare his farewell address to the American people, but he was urged and finally did become a candidate for the second time. After consultation with Madison and some of his intimate friends of that time, Hamilton persuaded him that in view of the critical situation in Europe, the French revolution has just approached—was just approaching its final climax, the threatened war between England and the new government—you remember the decrees of council Napoleon was handing down, declaring that any ship on the high seas found trading with Great Britain would be confiscated, and England retaliating by decreeing that any ship on the high seas found trading with France would be confiscated—hundreds of American vessels during that period and hundreds of sailors from New England were captured by both sides on the high seas, and war threatened with both the two great European powers. So they persuaded him to become a candidate for re-election. He was again elected by the unanimous vote of the electoral college, although the Federalists and Democrats then called the Republicans, the believers in the weak chain government—we already crystallizing into their present forms.

He served the second four years and in September, 1796, when they again appealed to him that he was the only man who could hold the affection and support of a majority of the governments in the states, he said no. At that time he prepared his farewell address to the American people. The old story was told. Hamilton wrote it. At that time he and Madison had become estranged. Madison had fallen into the Jeffersonian wing of government. Washington and Jefferson had become estranged. There was a great deal of bitterness in the closing days of his administration. The Jefferson wing of government wanted to throw in with the French revolutionists. Jefferson was obsessed with the beautiful declarations of the rights of man, enunciated by the French convention. He took all the poise and authority and patience of Washington to prevent a declaration of war—to prevent congress rushing into an alliance with the French. He held them in the middle of the road. His farewell address—the most salient features of it—is his warning against foreign entangling alliances. I will read a minute a few points from that address. In September, 1796 he finally issued his farewell address to the American people. It is true that Hamilton prepared a draft of it, which was submitted to him, and which he elaborated and returned and with the further correction, I think John Jay on the final draft. But the thought and the purpose of it, the spirit of it was Washington himself.

I am not going to weary you with reading the long address, but there are some few paragraphs I want to read to you. The United States Senate has a custom which runs back to the early days of the government, when, on this day which we now celebrate, the United States Senate adjourns its business and soon one of the Senators reads the address in full. It is too long to read it now. But some of it I want to read to you. He says: "Friends and Fellow Citizens:

"The period for a new election of a citizen, to administer the executive government of the United States, being not far distant, and the time actually arrived, when your thoughts must be employed in designating the person who is to be clothed with that important trust for another term, it appears to me proper, especially as it may conduce to a more distinct expression of the public voice, that I should now appraise you of the resolution I have formed, to decline being considered among the number of those, out of whom a choice is to be made

"I beg you at the same time to do me the justice to be assured that the resolution has not been taken without a strict regard to all the considerations appertaining to the relation which binds a dutiful citizen to his country; and that in withdrawing the tender of service which silence in my situation might imply, I am influenced by no diminution of zeal for your future interest, no deficiency of

ful respect for your past kindness, but act under a full conviction that this is compatible with both."

I eliminate.

"In looking forward to the moment, which is intended to terminate the career of my public life, my feelings do not permit me to suspend the deep acknowledgment of that debt of gratitude which I owe to my beloved country for the many honors it has conferred upon me; still more for the steadfast confidence which it has supported me; and for the opportunities that I have thence derived of manifesting my attachment, by services faithful and persevering, though in usefulness unequal to my zeal. If benefits have resulted to our country from these services, let it always be remembered to your praise and as an instructive example in our annals, that under circumstance in which the passions, agitated in every direction were liable to mislead, amidst appearances sometimes dubious, vicissitudes of fortune often discouraging, in situations in which not unfrequently want of success has countenanced the spirit of criticism the efficacy of your support—was the essential prop of the efforts, and a guarantee of the plans by which they were effected. Profoundly penetrated with this idea I shall carry it with me to my grave, as a strong incitement to unceasing vows that Heaven may continue to you the choicest tokens of its beneficence, that your Union and brotherly affection may be perpetual, that the free constitution, which is the work of your hands may be sacredly maintained—that this administration in every department may be stamped with wisdom and virtue—that in fine, the happiness of the people of these States, under the auspices of liberty, may be made complete, by so careful a preservation and so prudent a use of this blessing as will acquire to them the glory of recommending it to the praise, the affection, and adoption of every nation which is yet a stranger to it.

"Here, perhaps, I ought to stop. But a solicitude for your welfare which does not end but with my life, and the apprehension of danger, natural to that attitude, urge me on an occasion like the present, to offer to your solemn contemplation, and to recommend to your frequent review, some sentiments; which are the result of much reflection, of no inconsiderable observation, and which appear to me all important to the permanency of your felicity as a people. These will be offered to you with the more freedom as you can only see in them the interested warnings of a parting friend, who can possibly have no personal motive to bias his counsels. Nor can I forget, as an encouragement to it, your intelligent reception of my sentiments on a former and not dissimilar occasion.

"Interwoven as is the love of liberty with every ligament of your hearts, my recommendation of mine is necessary to fortify or confirm the attachment. The Unity of Government which constitutes you one people is also now dear to you. It is justly so, for it is a main pillar in the edifice of your real independence, the support of your tranquility at home, your peace abroad, of your safety, of your prosperity—of that very liberty which you so highly prize. But it is easy to foresee, that from different causes and from different quarters, much pains will be taken, many artifices employed, to weaken in your minds the conviction of this truth, as this is the point in your political fortress against which the batteries of internal and external enemies will be most constantly and successfully directed, it is of infinite moment that you should properly estimate the immense value of your national Union to your collective and individual happiness—that you should cherish a cordial, habitual and immovable attachment to it—customing yourselves to think and speak of it as the Palladium of your political safety and prosperity; watching for its preservation with jealous anxiety; discountenancing whatever may suggest even a suspicion that it can in any event be abandoned, and indignantly frowning upon the first dawning of every attempt to alienate any portion of our country from the rest, or to enfeeble the sacred ties which now link together the various parts.

"For this you have every inducement of sympathy and interest; citizens by birth or choice, of a common country, that country has a right to concentrate your affections. The name of American, which belongs to you, in your national capacity, must always exalt the just pride of patriotism, more than any appellation to be derived from local discriminations. With slight shades of

difference, you have the same religion, manners, habits and political principles. You have in a common cause fought and triumphed together. The independence and liberty you possess are the work of joint counsels, and joint efforts of common dangers, sufferings and successes.

"But these considerations, however powerfully they address themselves to your sensibility, are greatly outweighed by those which apply more immediately to your interests. Here every portion of our country finds the most commanding motives for carefully guarding and preserving the Union of the whole."

"In contemplating the causes which may disturb our Union, it occurs as a matter of serious concern that any ground should have been furnished for characterizing parties by geographical discriminations—northern or southern—"

This was in the beginning of the fight between the North and South, between Slavery and Freedom. He says:

"That any ground should have been furnished for characterizing parties by geographical discriminations—Northern and Southern—Atlantic and Western; whence designing men may endeavor to excite a belief that there is a real difference of local interests and views. One of the expedients of party to acquire influence, within particular districts, is to misrepresent the opinions and aims of other districts. You cannot shield yourselves too much against the jealous and heart-burnings which spring from these misrepresentations. They tend to render alien to each other those who ought to be bound together by fraternal affection.

"All obstructions to the execution of the Laws, all combinations and associations—"

His warning against class interest and class selfishness—listen to him:

"All obstructions to the execution of the laws, all combinations and associations, under whatever plausible character with the real design to disturb, control, counteract, or awe the regular deliberation and action of the constituted authorities, are destructive of this fundamental principle, and of fatal tendency. They serve to organize faction, to give it an artificial and extraordinary force—to put in the place of the delegated will of the nation the will of a party; often a small but artful and enterprising minority of the community—and, according to the alternate triumphs of different parties, to make the public administration the mirror of the ill-concerted and incongruous projects of faction, rather than the organ of consistent and wholesome plans digested by common councils and modified by mutual interest. However, combinations or associations of the above description may now and then answer popular ends, they are likely in the course of time and things to become potent engines, by which cunning, ambitious and unprincipled men will be enabled to subvert the power of the people, and to usurp for themselves the reins of government; destroying afterwards the very engines which have lifted them to unjust dominion.

"It is indeed little else than a name, where the government is too feeble to withstand the enterprises of faction, to confine each member of the society within the limits prescribed by the laws and to maintain all in the secure and tranquil enjoyment of the rights of person and property.

"Promote then as an object of primary importance, institutions for the general diffusion of knowledge. In proportion as the structure of a government gives force to public opinion, it is essential that public opinion should be enlightened."

"We talk about the dangers of democracy which men of this time really fear. Your salvation is to have an intelligent democracy, and then you never need to be afraid of it. The public school, the uncontrolled newspapers of the nation—these are the things that make for intelligence and an intelligent, basic democracy that no government nor no class need ever fear.

He goes on and discusses the influence of foreign governments, and the danger of participating in the quarrels of Europe—listen:

"Against the insidious wiles of foreign influences—I conjure you to believe me, fellow-citizens—the jealousy of a free people ought to be constantly awake; since history and experience prove that foreign influence is one of the most baneful foes of republican government. But that jealousy to be useful must be impartial, else it becomes the instrument of the very influence to be avoided, instead of

ense against it. Excessive partiality for one foreign nation and excessive dislike of another, cause those whom they actuate to see danger only on one side, and serve to veil and even second the arts of influence on the other. Real patriots who may resist the intrigue of the favourite, are liable to become suspected of odious, while its tools and dupes usurp the applause and confidence of the people, to surrender their interest.

"The great rule of conduct for us in regard to foreign nations is in extending commercial relations, to have with them as little political connection as possible. So far as we have already formed engagements, let them be fulfilled with perfect good faith. Here let us stop.

"Why forego the advantages of so peculiar a situation? Why quit our own stand upon foreign ground? Why by interviewing our destiny with that of every other part of Europe, entangle our peace and prosperity to the toils of European ambition, rivalry, interest, humor or caprice?"

But I hurry through. He goes on to say:

"Though in reviewing the incidents of my administration, I am unconscious of intentional error, I am nevertheless too sensible of my defects not to think it probable that I may have committed many errors. Whatever they may be, I devoutly beseech the Almighty to advert or mitigate the evils to which they give tendency. I shall also carry with me the hope that my country will never cease to view them with indulgence; and that after forty-five years of my life dedicated to its service, with an upright zeal, the faults of incompetent abilities will be consigned to oblivion, as myself must soon be to the mansions of rest."

In closing he says:

"Relying on its kindness in this as in other things, and actuated by that warm love towards it, which is so natural to a man, who views in it the native land of himself and his progenitors for several generations—I anticipate with pleasing expectation that retreat, in which I promise myself to realize, without alloy, the sweet enjoyment of partaking, in the midst of my fellow citizens, the benign influence of good laws under a free government—the ever favorite object of my heart, and the happy reward, as I trust, of our mutual cares, labors and dangers.

(Signed) "GEORGE WASHINGTON."

That was in 1796. Three years after he retired to Mount Vernon, twenty miles down the river on the opposite side of the Potomac—many of this audience have visited the old homestead at Mount Vernon and have paid tribute to the man—and lived in retirement on his plantation, visited by people from everywhere on earth. In December of that year, riding out one day over his plantation—it was snowing and sleeting—he came home that night after being through that inclement weather. His wife, or some one of the household, wanted him to change his garments. No—he wasn't wet, and soon went to bed. During the night he woke up with what we might call quinsy nowadays. The next morning was worse and doctors were sent for—sent one of the slaves. He had slaves, and wanted to emancipate them—he advised Congress that he wanted to emancipate them. At his death he emancipated every slave he owned. The overseer came in and bled him. That is probably what killed him. In the afternoon the physician bled him again. That night he was breathing with difficulty and the next day he died, perfectly conscious of his condition—told them not to bother him—no difficulty—quiet—tranquil—patient—in full possession of his faculties—without excitement—as he had lived, 65 years old. Under modern medical science, George Washington would have lived, in all human probabilities many years afterwards. Three days afterward he was laid away in the vault at the bottom of the hill, under the old mansion house at Mount Vernon, overlooking the Potomac. About 1825 the new vault was built, as I recollect it, and he and his wife were transferred to the new vault. I remember hearing a German man who had talked with a man who was present when the remains were moved in 1825 and who said that his features were even then perfectly preserved. Hundreds of thousands of Americans pay annual tribute to George Washington in making the little journey down to Mount Vernon. Those of you who have never made the journey sometime should go. In the quiet dignity of the old mansion house, the old box hedges in the garden, modeled on the old Eng-

lish gardens of two centuries ago—the brick vault at the bottom of the hill. The good ladies in 1850 bought the old plantation and preserved it; who collected all of the Washington furniture that was possible. That which was gone and could not be replaced they replaced with furniture of the same period. You walk in the house today. I imagine it looks as perfect as it did when George Washington walked the brick walks around the mansion house, one hundred and twenty-five years ago. Hanging in the hall is the key of the Bastille that LaFayette presented to him. When the Bastille was stormed and destroyed in the first year of the French revolution, LaFayette was then the commander of the French National Guard. He sent the key of the Bastille to his friend George Washington. It is hanging in the hallway now at Mount Vernon.

Three weeks after he died in early January—Congress was then in session—Richard Henry Lee, of Virginia—Light Horse Harry Lee of the revolution, one of the crack corps commanders under Washington, the father of Robert E. Lee, was selected by Congress to deliver the funeral eulogy. The Joint Session of the House and Senate convened in the House of Representatives of the old Capitol at Washington—it was part of the present wing—those of you who have been through the capitol remember statuary hall. It is between the rotunda and the present wing where the House of Representatives sit, a room just about as big as this. There in that House of Representatives in the presence of the Senate and House, Richard Henry Lee delivered his great funeral oration on the life and services of his friend George Washington, in which he used the great phrase or sentence in describing him as the man who was "first in peace, first in war, and first in the hearts of his countrymen."

In those days communication across the Atlantic was pretty slow—sailing vessels. The 14th of December he died. The 9th of January—a fast sailing vessel of that day had carried the news to Europe—Napoleon was the first consul of France. He had just returned from his victorious campaign in Egypt. The 9th of January, 1800, was decreed as a great military fete day in the French capital. The victorious legions of Napoleon paraded through the Champs Elysees with the triumphs of the Egyptian campaign, in great splendor under the eye of the First Consul himself. And yet in that great hour of triumph and victory, of exulting victory on the part of the French army and the capital, every flag and every standard of the French regiments were hung with crepe in honor of the great American who had just died. That afternoon the entire official of the French government repaired to the temple of Mars and heard the great funeral oration delivered by a French orator. That same year as the victorious English fleet was patrolling the Channel, every vessel unfurled the flag at half mast in honor of the great American who had just gone.

The French government after the military parade that day issued the following proclamation, by Talleyrand, who was then the Foreign Secretary, on the occasion of the death of George Washington:

"A nation which some day will be a great nation, and which today is the wisest and happiest on the face of the earth, weeps at the bier of a man whose courage and genius contributed the most to free it from bondage and elevate it to the rank of an independent and sovereign power. The regrets caused by the death of this great man, the memories aroused by these regrets, and a proper veneration for all that is held dear and sacred by mankind, impell us to give expression to our sentiments by taking part in an event which deprives the world of one of its greatest ornaments, and removes to the realm of history one of the noblest lives that ever honored the human race.

"The name of Washington is inseparably linked with a memorable epoch. He adorned this epoch by his talents and the nobility of his character, and by his virtues that even envy dared not assail. History offers few examples of such renown. Great from the outset of his career, patriotic before his country became a nation, brilliant and universal despite the passions and political resentments that would gladly have checked his career, his fame is today imperishable—fortune having consecrated his claim to greatness, while the prosperity of a people destined for grand achievements is the best evidence of a fame ever to increase.

"His own country now honors his memory with funeral ceremonies, having a citizen whose public actions and unassuming grandeur in private life were a fine example of courage, wisdom, and unselfishness; and France, which from the dawn of the American Revolution hailed with hope a nation, hitherto unknown, that was discarding the vices of Europe, which foresaw all the glory that would ensue from the novel character of the social institutions and the new era of heroism of which Washington and America were models for the world at that time—France, I repeat, should depart from the established usages and do honor to one whose fame is beyond comparison with that of others.

"The man whom amid the decadence of modern ages, first dared believe that he could inspire degenerate nations with courage to rise to the level of republican virtues, lived for all nations and for all centuries; and this nation, which has seen in the life and success of that illustrious man a foreboding of his destiny, and therein recognized a future to be realized and duties to be performed, every right to class him as a fellow citizen. I therefore submit to the First Consul the following decree:

"Bonaparte, First Consul of the Republic, decrees as follows:

"Article 1. A statue is to be erected to General Washington.

"Article 2. This statue is to be placed in one of the squares of Paris, to be chosen by the Minister of the Interior, and it shall be his duty to execute the present decree."

In conclusion—I have kept you too long:

"May this hour spent in contemplation of the unselfish services and sacrifices of George Washington to the people of his generation prove an inspiration to us that we be not influenced in our actions as trustees and representatives of the people of Montana—not factions—by any personal advantage or financial gain that would cause us as legislators and executives, to deviate from our own conception of duty to the people of Montana as a whole.

"I thank you."

Prolonged applause.

Whereupon the Governor was escorted by Senator Paul and Representative Rogers to his chambers.

Upon motion duly seconded and carried, the Chief Clerk was instructed to insert Substitute for H. B. No. 54 to the Senate.

Senator Leuthold at this time presented the following resolution upon the motion of Jacob M. Kennedy, which resolution was then read and adopted by the Senate at Session.

Be It Resolved by the Senate and House of Representatives of the Seventeenth Legislative Assembly of the State of Montana:

That in the death of Jacob M. Kennedy, Montana has lost one of its most distinguished citizens, whose services to the people of the State can only be measured by the duties that he performed in behalf of its welfare and best interests.

He displayed tact and good judgment and a willingness to help every useful work; he served unselfishly in every good cause. His genial traits commended him to the good will of his associates who placed the utmost confidence in his ability. They listened cheerfully to his counsel, and to his personal worth were in great respects. He took during his entire residence in the State an active share in politics. He served in the Fifth Legislative Assembly as the Speaker of the House. In the Seventh and Eighth as a member of the Senate and in the Ninth as a member of the House from Silver Bow County. He was an influential member and a leader in those three Legislative bodies. He was recognized as an adroit organizer. He was an intrepid fighter. He put the courage of his convictions in every struggle and he had the satisfaction of scoring an unusual number of successes. His signal good fortune was that when the trouble ceased there was official recognition by those with whom he had clashed of honorable methods of fair fighting. He was a veteran of the Spanish American War, having served his country as a member of the First Montana, accompanying his regiment to the Philippine Islands.

While we deplore the necessity that required his passing from the earth of his great usefulness when his manhood was at its meridian height, we would rather at this time point to his splendid character and his long life of effort and service as an example which should ever be an inspiration to those who follow hereafter.

"His life was gentle; and the elements
So mixed in him, that Nature might stand up
And say to all the world, 'This was a man.'"

Be It Further Resolved, That a copy of this Resolution be spread upon the Journal of this Senate and House of Representatives and also a copy placed on file in the Montana Historical Library and a copy sent to his family.

Upon motion by Junod, seconded and carried, a vote of thanks was extended the Wesleyan Glee club, which at this time joined with the Joint Session in singing the Star Spangled Banner.

Upon motion by Heren, duly seconded and carried, the joint session now dissolved, and the Senate retired to its Chamber.

House resumed.

Mr. Speaker in chair.

Upon motion by Dodds, duly seconded and carried, the House now recessed until 3:30 P. M.

AFTERNOON SESSION.

House resumed.

Speaker Pro Tem in chair.

Motion of House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Public Utilities and State Commissioners, having had under consideration S. B. No. 104, introduced by Slaterry, a bill for an act entitled: "An Act to repeal chapter 21 of the laws of the Sixteenth Legislative Assembly of the State of Montana, approved August 11th, 1919, relating to the Montana Trade Commission," respectfully report as follows:

That S. B. No. 104 be concurred in.

HANSON, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Engrossment, beg leave to report H. B. No. 3 correctly engrossed.

AUSTIN, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to committees as follows:

Sub. H. B. No. 154, by the Committee on Revenue and Taxation, a Bill for an Act entitled: "An Act to establish a tax on gifts, legacies, inheritances, bequests, devises, successions and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this Act and for suits to quiet title against claims of liens arising hereunder, and repealing all acts in conflict with this act." Referred to Committee on Printing.

Upon motion by Rixon, duly seconded and carried, House now resolved itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and section number only and open to amendment.

GENERAL ORDERS.

Boorman in chair.

House resumed.

The Committee of the Whole reported as follows:

Speaker:

We, your Committee of the Whole, having had under consideration business General Orders, respectfully reports as follows: that

S. B. No. 209 be concurred in.

S. B. No. 192 be concurred in.

S. B. No. 193 be concurred in with the following amendment: Amend section 1 by striking out in line 11 the words "four thousand five hundred" and inserting in lieu thereof the words "five thousand."

S. B. No. 7 be concurred in as amended by Standing Committee.

S. B. No. 212 have the enacting clause stricken therefrom.

S. B. No. 163 be concurred in.

S. B. No. 188 be re-referred to Committee on Military Affairs with instructions to amend it so as not to discriminate against any soldier.

S. B. No. 182 be concurred in.

S. B. No. 164 have the enacting clause stricken therefrom.

Sub. S. B. No. 81 have the enacting clause stricken therefrom.

S. B. No. 118 be concurred in.

S. B. No. 222 be concurred in.

S. Joint Resolution No. 2 be concurred in.

S. B. No. 206 be concurred in.

S. B. No. 124 be concurred in.

S. B. No. 197 be concurred in.

S. B. No. 104 be concurred in.

S. B. No. 177 be placed on General Orders for tomorrow.

H. B. No. 284 do pass.

H. B. No. 368 do pass.

H. B. No. 283 do pass.

BOORMAN Chairman.

Report adopted.

Upon motion by Hathaway, duly seconded and carried, the stenographer took the Governor's address was instructed to provide copies for the press.

Upon motion by Johnson of Deer Lodge, S. B. No. 255, which was referred Committee on Railroads and Transportation, was taken from that Committee referred to the Committee on Corporations other than Municipal.

Upon motion by O'Hara, S. B. No. 250, which was referred to Judiciary Committee be taken from that Committee and referred to Committee on Insurance.

Upon motion by Johnson of Deer Lodge, duly seconded and carried the day adjourned until 10:30 o'clock A. M. Wednesday, February 23, 1921.

est: FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FIFTY-SECOND DAY

February 23, 1921.

House met at 10:30 o'clock A. M. pursuant to adjournment.

Mr. Speaker in chair.

Prayer by Chaplain.

Roll called and all present except Dunbar, Sales, Silver and Wallace. Dowd of Rosebud, Dunn, Haskell, King, Sickler and Warren excused.

Quorum present.

The Journal Committee reported as follows:

Speaker:

We your Committee on the Journal, have this day examined the Journal the fifty-first day, and have found same to be correct.

JOHNSON, of Silver Bow, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion, duly seconded and carried, were considered as having been read at length.

Mr. Speaker:

February 22, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Finance and Claims reported House Bill No. 176, by Committee on Appropriations, "An Act appropriating money for the use of the Montana Tuberculosis Sanitarium for the period beginning March 1st, 1921, and ending June 30th, 1921," recommend that same be concurred in.

Also House Bill No. 186, by Committee on Appropriation, "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana State Prison for the year ending February 28th, 1921," recommend that same be concurred in.

Also House Bill No. 209, by Committee on Appropriation, "An Act appropriating the sum of Two Thousand Eight Hundred Ninety-Nine and 51-100 Dollars (\$2,899.51) out of any moneys in the state treasury, not otherwise appropriated, to compensate the Deer Lodge Valley Farms Company, for expenditures incurred in connection with the irrigation works constructed for the use and benefit of the Montana Tuberculosis Sanitarium," recommend that same be concurred in.

Also House Bill No. 211, by Committee on Appropriations, "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana State Fair for the year ending February 28th, 1921," recommend that same be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 22, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a majority of the Committee on Finance and Claims reported House Bill No. 5, Bergeson "An Act to create a State Tax Commission, describing powers and duties thereof and making an appropriation therefor," and recommend that that same be not concurred in.

A minority of the Committee on Finance and Claims reported House Bill No. 5, by Bergeson, "An Act to create a State Tax Commission, describing powers and duties thereof and making an appropriation therefor," and recommend that the same be concurred in.

It was moved by Senator Edwards that the report of the majority of the Finance and Claims Committee be adopted, which motion was seconded.

It was moved by Senator Heren that as a substitute motion the minority report be adopted, which motion was seconded and a roll call asked for, and the substitute motion was lost.

It was moved by Senator McKay as a substitute for all pending motions that House Bill No. 5 be placed on General File, which motion was seconded, roll call asked for and the motion was lost.

It was moved by Senator Edwards that the Senate dispense with the business before it, which motion was seconded and lost.

Senator Edwards moved the previous question, which motion was seconded and carried.

It was moved by Senator Edwards that the majority report of the Committee on Finance and Claims be adopted, which motion was seconded and carried.

It was moved by Senator Coburn that the vote by which the report was adopted be reconsidered, which motion was seconded.

It was moved by Senator Gallwey that the motion of Senator Coburn be tabled, which motion was seconded.

It was moved by Senator Siegfriedt that the Senate adjourn, which motion was seconded, roll call asked for and the motion lost.

Moved by Senator Gallwey that the motion of Senator Coburn be tabled, which motion was seconded.

Moved by Senator Lewis that the Senate recess until 2 o'clock P. M., which motion was seconded, roll call asked for, and the motion was lost.

Senator Gallwey moved the previous question, motion duly seconded and carried.

The motion of Senator Gallwey to table the motion of Senator Coburn was carried by the vote of the Senate.

The President appointed Senators Anderson and Harmon as a committee to notify the House that the Senate was ready to meet with it in joint session to hear an address by Governor Dixon. The Committee from the House was received announcing that the House was ready to meet with the Senate in Joint session.

The members of the Senate proceeded to the hall of the House in Joint Assembly to listen to the address of Governor Dixon on the life of George Washington.

Following the Joint Session the Senate retired to its chambers at 2:10 o'clock P. M. upon motion of Senator Heren adjourned until 10:00 o'clock, February 23rd, 1921.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read in the House:

February 23, 1921.

to Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following house measures:

H. B. No. 118, relating to county high schools.

H. B. No. 152, relating to fraternal benefit societies.

H. B. No. 187, deficiency appropriation for Somers Fish Hatchery.

H. B. No. 188, deficiency appropriation for corporation income tax refunds.

H. B. No. 190, deficiency appropriation for requisitions for prisoners.

JOS. M. DIXON, Governor.

REPORTS OF STANDING COMMITTEES.

The following reports were received from standing Committees:

to Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 372, by Stevens, being: "An Act to amend Section 3342 of the Revised Codes of Montana of 1907, as amended by Chapter 103 of the Session Laws of 1911, as amended by Chapter 27 of the Session Laws of 1907, relating to the amount of taxation to be assessed and levied by municipalities for general municipal and administrative purposes, and for the purpose of maintaining public parks," respectfully report as follows:

That H. B. No. 372 be amended by striking out in the title all after the word "purpose," and by striking out in Section 1, line 26, beginning with the word "provided," to line 31, ending with the word "Town" and as so amended we commend that the bill do pass.

COONEY, Chairman.

Report adopted.

to Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 1, entitled: "An Act to amend Section 6131 of the Revised Codes of Montana of 1907, and Section 6132 of said codes as amended by Chapter 128 of the laws of the Fourteenth Legislative Assembly of Montana of 1915, relating to the sale of goods, wares, and merchandise in bulk," respectfully report as follows: That S. B. No. 161 be amended as follows: Amend line 6 by striking after the words "bulk or" the following: "the stock of." Add in line 7, after the words "pertaining to," the words "and used in the general contract." In line 7 strike out the words "the conducting." In line 11 after the word "thereof," add the following: "or any promissory note or other evidence in favor." Amend Section 2 by adding in line 7 after the words "bulk or," the

words "the stock of." In line 7 after the words "pertaining to" add the words "and used." Strike out in line 8 the words "the conducting." And when amended the bill be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 168 entitled: "An Act permitting the State of Montana to be made a party in actions affecting the title to real or personal property in which the state of Montana has, or claims to have, an interest by virtue of moneys loaned under the provisions of Chapter Twenty-one, laws of the Fifteenth Legislative Assembly, Extraordinary Session, and providing the method of process," respectfully report as follows: That S. B. No. 168 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Education, having had under consideration, S. B. No. 139, by Hefferlin, entitled: "An Act amending Sections 1, 3, 5, 6, 7 and 11 of Chapter 124 of the Laws of the Fifteenth Legislative Assembly of the State of Montana of 1917, relating to the investment of common school and other permanent State Educational Funds in farm loans; adding to said act a new section to be known as Section 3A; repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That S. B. No. 139 be amended by striking out in Section 1, line 12, the words "in bonds of irrigation districts within the State of Montana"; also by adding to Section 1 the words "provided, however, that applications for the purchase by the State Board of Land Commissioners of school district bonds issued for the erection of school buildings shall be given and take precedence over all other applications for loans"; and as so amended that S. B. No. 139 be concurred in.

Report adopted.

GULLIDGE, Chairman.

Mr. Speaker: We, your Committee on Education having had under consideration S. B. No. 225, by Harmon, entitled: "An Act amending Section 2109 of Chapter 76 of the Session Laws of 1913 as amended by Chapter 158 of the Session Laws of 1919 relating to the submission to electors of the question of a bond issue for county high schools," respectfully report as follows: That S. B. No. 225 be concurred in.

Report adopted.

GULLIDGE, Chairman.

Mr. Speaker: We, your Committee on Federal Relations, having had under consideration S. J. M. No. 4, respectfully report as follows: That S. J. M. No. 4 be concurred in.

Report adopted.

KNUDSVIG, Chairman.

Mr. Speaker: We, your Committee on Fish and Game having had under consideration S. B. No. 223, respectfully report as follows: That S. B. No. 223 be concurred in.

Report adopted.

BROOKS, Chairman.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration S. B. No. 244, respectfully report as follows: That S. B. No. 244 be concurred in.

Report adopted.

BROOKS, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration S. B. No. 210, entitled: "An Act providing for recording declarations of trust, trust agreements and wills creating trusts," respectfully report as follows: That S. B. No. 210 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration S. B. No. 227, entitled: "An Act authorizing County Treasurers to execute satisfaction of mortgages or other security received by counties under Chapter 8 of the Laws of the Sixteenth Extraordinary Session of the Legislature," respectfully report as follows: That S. B. No. 227 be concurred in.

Montana of 1919", respectfully report as follows: That S. B. No. 227 be amended as follows: In line 17 strike out the word "executed" and insert in lieu of the word "execute". And when so amended the bill be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration S. B. No. 183, entitled: "An Act amending Section 7891 of the Revised Codes of Montana of 1907, as amended by Chapter 41 of the Session Laws of 1913, relating to the competency of witnesses", respectfully report as follows: That S. B. No. 183 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary having had under consideration S. B. No. 258, entitled: "An Act to repeal Chapter 30 of the Laws of the Sixteenth Extraordinary Legislative Assembly of 1919", respectfully report as follows: That S. B. No. 258 be concurred in.

Report adopted.

O'HARA, Chairman.

Upon motion of Smith of Flathead, duly seconded and carried, S. B. No. 2 which was referred to Committee on Corporations other than Municipal, was taken from that Committee and re-referred to Committee on Railroads and Transportation.

Upon motion of Gullidge, duly seconded and carried, Revenue, Taxation and Appropriation Bills as follows: H. B. Nos. 359, 353, 338, 358, 278, 369, 11, 7, 1866, Sub. H. B. No. 117, were placed upon third reading.

Upon motion of Gullidge, duly seconded and carried, S. B. No. 289 was immediately referred to Committee on Education.

Upon motion of Gullidge, duly seconded and carried, H. B. No. 172 was referred to Committee on Appropriations for correction of a clerical error.

Upon motion of Fairgrieve, duly seconded and carried, S. B. No. 193 was referred to General Orders.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to committees as follows:

H. B. No. 380 by Ways and Means Committee, a Bill for an Act entitled: "An Act to provide for the support of the government of the State of Montana for the years 1921 and 1922." Referred to Committee on Ways and Means.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Revenue and Taxation having had under consideration H. B. No. 378, being a Bill for an Act entitled: "An Act to amend Section 16 of Chapter 89, Acts of Thirteenth Legislative Assembly of the State of Montana relating to assessments and taxes for special improvements in cities and towns," recommend that H. B. No. 378, be referred to Committee on Ways and Means.

Report adopted.

COONEY, Chairman.

Pursuant to above report H. B. No. 378 was referred to Ways and Means Committee.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 380, entitled: "An Act to provide for the support of the Government of the State of Montana for the years 1921 and 1922, respectively" report as follows: That H. B. No. 380 do pass.

Report adopted.

BERGESON, Chairman.

THIRD READING OF SENATE BILLS.

Senate Bill No. 107, by Ways and Means Committee, having been read the several times, title and history agreed to, was concurred in by the following vote:

Ayes: Austin, Anderson, Bell, Berglin, Blomquist, Bohling, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Cavanaugh, Chatfield, Conser, Cooney, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Reeves, Reid, Rhoads, Riggs, Rixon, Rodgers, Rouleau, Sany, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Mr. Speaker. Total, 76.

Noes: None.

Absent and not voting: Allen, Arnold, Beley, Bergeson, Black, Boorman, Brasier, Buell, Carlson, Charters, Covell, Crumbaker, Dowlin (Rosebud), Dunbar, Dunn, Fairgrieve, Felton, Haskell, Johnson (Fergus), King, Lakin, MacDonald (Flathead), Provinse, Ray, Rickard, Roberts, Sales, Sickler, Silver, Swift, Warren, Worden. Total, 32.

Senate Bill No. 150 having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Austin, Bell, Bergeson, Berglin, Blomquist, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Geis, Gillette, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Perrine, Penewell, Phelps, Provinse, Reeves, Reid, Rhoads, Riggs, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Mr. Speaker. Total, 80.

Noes: None.

Absent and not voting: Allen, Arnold, Beley, Black, Boorman, Chatfield, Cooney, Crumbaker, Dowlin (Rosebud), Dunbar, Dunn, Felton, Goodman, Haskell, Johnson (Fergus), King, Lakin, O'Hara, Ray, Rickard, Rixon, Roberts, Rodgers, Shoemaker (Yellowstone), Sickler, Silver, Warren, Worden. Total, 8.

Senate Bill No. 181, by Gibson, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Reeves, Reid, Rhoads, Riggs, Rixon, Rouleau, Sales, Sany, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total, 86.

Noes: O'Hara. Total, 1.

Absent and not voting: Allen, Arnold, Boorman, Buell, Cooney, Dowlin (Rosebud), Dunbar, Dunn, Felton, Haskell, Johnson (Fergus), King, Lakin, Provinse, Ray, Rickard, Roberts, Rodgers, Sickler, Silver, Warren. Total, 21.

S. B. No. 118, by Greening, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, English, Dowlin (Yellowstone), Fairgrieve, Faust, Geis, Gillette,

Adman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Hills, Hunter, Johnson (Silver Bow), Johnson (Deer Lodge), Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Reeves, Rhoads, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Williams, Worden, Mr. Speaker. Total, 83.

Noes: None.

Absent and not voting: Allen, Boorman, Brooks, Crumbaker, Dodds, Dowlin (Rosebud), Dunbar, Dunn, Felton, Goodland, Gullidge, Haskell, Haynes, Johnson (Fergus), Jones, King, Lakin, Ray, Rickard, Sickler, Silver, Snell, Wallace, Warren, Wilcomb. Total, 25.

S. B. No. 192, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brasier, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Crumbaker, Daily, Dillavou, Dodds, English, Fairgrieve, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden, Mr. Speaker. Total, 78.

Noes: None.

Absent and not voting: Allen, Bohling, Brockway, Brooks, Buell, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Faust, Felton, Goodland, Gullidge, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Jones, King, Lakin, Perrine, Ray, Roberts, Rodgers, Sickler, Silver, Skulason, Spratt, Wallace, Warren. Total, 30.

S. B. No. 209, by Cooper, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Cull, Daily, Dillavou, Dowlin (Yellowstone), English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Parsons, Perrine, Phelps, Provinse, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden, Mr. Speaker. Total, 80.

Noes: None.

Absent and not voting: Allen, Beley, Cavanaugh, Crumbaker, Dodds, Dowlin (Rosebud), Dunbar, Dunn, Felton, Haskell, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), King, Lakin, MacDonald (Flathead), Northey, Peden, Penewell, Ray, Reid, Rodgers, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Wallace, Warren. Total, 28.

S. B. No. 7, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Cull, Dillavou, Dowlin (Yellowstone), English, Fairgrieve, Faust, Gillette, Goodman, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Parsons, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Sales,

Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Smith, Snell, Spett, Stevens, Treloar, Troy, Wade, Wilcomb, Williams, Worden, Mr. Speaker. Total, 73.

Noes: None.

Absent and not voting: Allen, Beley, Chatfield, Dodds, Dowlin (Rosebud), Dunbar, Dunn, Felton, Geis, Goodland, Gullidge, Haskell, Hathaway, Johnson (Fergus), King, Lakin, Northey, Ogden, O'Hara, Penewell, Ray, Rixon, Roberts, Rodgers, Rouleau, Shoemaker (Yellowstone), Sickler, Skulason, Spencer, Stoner, Swift, Wallace, Warren. Total, 35.

S. B. No. 104, by Slattery, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Austin, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Conser, Cooney, Covell, Daily, Dillavou, Dowlin (Yellowstone), English, Fairgrieve, Faust, Goodman, Gullidge, Hanson, Hills, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, Peden, Provinse, Reeves, Reid, Riggs, Rixon, Roberts, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Spencer, Stevens, Swift, Treloar, Wade, Wilcomb, Williams, Worden, Mr. Speaker. Total, 57.

Noes: Arnold, Bell, Berglin, Carlson, Cavanaugh, Dunbar, Goodland, Green (Dawson), Green (Flathead), Haynes, Parsons, Perrine, Phelps, Rhoads, Rickard, Sales, Smith, Snell, Spratt, Stoner, Troy. Total, 21.

Absent and not voting: Allen, Beley, Brooks, Charters, Chatfield, Chubbaker, Dodds, Dowlin (Rosebud), Dunn, Felton, Geis, Gillette, Haskell, Hathaway, Hunter, Johnson (Fergus), King, Lakin, Northey, O'Hara, Penewell, Ray, Rodgers, Rouleau, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Wallace, Warren.

S. B. No. 197, by Page, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Daily, Dowlin (Rosebud), Dunbar, English, Fairgrieve, Faust, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenn, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Parsons, Penewell, Perrine, Phelps, Reeves, Rhoads, Rickard, Riggs, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden, Mr. Speaker. Total, 78.

Noes: None.

Absent and not voting: Allen, Beley, Brasier, Brooks, Chatfield, Chubbaker, Dodds, Dowlin (Rosebud), Dunn, Felton, Geis, Haskell, Hunter, Johnson (Fergus), King, Lakin, Northey, Ogden, O'Hara, Peden, Provinse, Ray, Reid, Rixon, Scharnikow, Sickler, Silver, Smith, Wallace, Warren. Total, 30.

S. B. No. 124, by McCone, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Black, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Conser, Covell, Daily, Dowlin (Yellowstone), Dunbar, English, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Rhoads, Rickard, Riggs, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Smith, Snell, Stoner, Swift, Treloar, Troy, Wilcomb, Worden, Mr. Speaker. Total, 70.

Noes: Blomquist, Cooney, Dillavou, Fairgrieve, Provinse, Reid, Rixon, Shoemaker (Lewis and Clark), Skulason, Spencer, Spratt, Stevens, Wade, Williams. Total, 14.

Absent and not voting: Beley, Berglin, Brasier, Brooks, Brown (Mineral), Crumbaker, Dodds, Dowlin (Rosebud), Dunn, Faust, Haskell, Johnson (Fergus), King, Knudsvig, Lakin, O'Hara, Ray, Rodgers, Shoemaker (Yellowstone), Sickler, Silver, Wallace, Warren. Total, 24.

The Speaker gave notice and signed in open session the following bills:

S. J. Resolution No. 3 by Donlan.

S. B. No. 100, by Donlan.

S. B. No. 86, by Booth.

S. J. Resolution No. 8 by Special Committee on Highways.

S. B. No. 206, by Committee on Stock Growing and Grazing, Agriculture and Raising, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Boehling, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Charters, Chatfield, Conser, Cooney, Dillavou, Dowlin (Yellowstone), Fairgrieve, Felton, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Roberts, Rouleau, Sales, Scharnikow, Scofield, Shoemaker (Yellowstone), Stinson, Smith, Spratt, Stevens, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Mr. Speaker. Total 71.

Noes: Brown (Mineral), Carlson, Daily, Hathaway, Stoner.

Absent and not voting: Beley, Bergeson, Brasier, Brooks, Covell, Crumbaker, Dowlin (Rosebud), Dunbar, Dunn, English, Geis, Gillette, Haskell, Haynes, Johnson (Fergus), Jones, King, Lakin, MacDonald (Flathead), McQuarrie, O'Hara, Rogers, Sandy, Shoemaker (Lewis and Clark), Sickler, Silver, Snell, Spencer, Wallace, Warren, Worden. Total 32.

S. B. No. 182, by Committee on Finance and Claims, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Conser, Cavanaugh, Chatfield, Conser, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Rhoads, Rickard, Riggs, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Williams, Worden, Mr. Speaker. Total, 81.

Noes: Blomquist. Total 1.

Absent and not voting: Bergeson, Brown (Mineral), Charters, Cooney, Covell, Crumbaker, Dodds, Dowlin (Rosebud), Dunn, Gillette, Haskell, Johnson (Fergus), King, Lakin, MacDonald (Flathead), Penewell, Ray, Reid, Rixon, Roberts, Rodgers, Shoemaker (Yellowstone), Sickler, Silver, Wallace, Warren. Total 26.

S. B. No. 163 by Burlingame, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Dillavou, Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Gillette, Goodland, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Reeves, Rhoads, Rickard, Riggs, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Stoner, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden. Total 74.

Noes: Anderson, Covell, Felton, Geis, Penewell, Perrine, Reid, Mr. Speaker. Total 8.

Absent and not voting: Austin, Cooney, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dunn, Haskell, Johnson (Fergus), Johnson (Silver Bow), Jones, Ing, Lakin, MacDonald (Flathead), Phelps, Provinse, Ray, Rixon, Roberts, Rodgers, Rouleau, Sickler, Silver, Skulason, Wallace, Warren. Total, 26.

S. B. No. 222 by Hazelbaker and Paul, having been read three several times, title and history agreed to, was not concurred in by the following vote:

Ayes: Arnold, Austin, Beley, Bergeson, Boorman, Brasier, Brockway, Brown (Mineral), Cavanaugh, Chatfield, Conser, Covell, Dillavou, Faust, Geis, Goodland, Green (Dawson), Gullidge, Johnson (Deer Lodge), Johnson (Silver Bow), MacDonald (Silver Bow), Ogden, Reeves, Rixon, Scharnikow, Skulason, Trear, Wade, Wilcomb. Total 29.

Noes: Allen, Anderson, Bell, Berglin, Black, Blomquist, Buell, Cady, Canon, Daily, Dowlin (Yellowstone), Dunbar, Fairgrieve, Felton, Gillette, Goodland, Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Jones, Kemp, Mayon, Knudsvig, Larson, McQuarrie, Northey, O'Hara, Parsons, Peden, Penell, Perrine, Phelps, Provinse, Ray, Reid, Rhoads, Rickard, Riggs, Rouleau, Sles, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Strub, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Troy, Williams, Mr. Speaker. Total 57.

Absent and not voting: Bohling, Brooks, Brown (Lewis and Clark), Carters, Cooney, Crumbaker, Dodds, Dowlin (Rosebud), Dunn, English, Haskell, Johnson (Fergus), King, Lakin, MacDonald (Flathead), Roberts, Rodgers, Sickler, Silver, Wallace, Warren, Worden. Total 22.

S. J. Memorial No. 2, by Cone, having been read three several times, title and history agreed to, was concurred in by an aye and no vote.

Upon motion of Johnson of Deer Lodge, the House now recessed until 30 P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in chair.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 262, entitled: "An Act repealing Chapter 104 of the Session Laws of the sixteenth Legislative Assembly of the State of Montana, the same being an Act entitled: 'An Act prohibiting the foreclosure of real estate or chattel mortgages executed by soldiers, sailors or marines honorably discharged from the military or naval service of the United States until one year from the date of such discharge, and providing penalties for the violation of this Act,'" respectfully report as follows: That S. B. No. 262 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration S. B. No. 263, by Hazelbaker, being: "An Act to provide for the poisoning, killing, catching and exterminating of insect pests; providing for the appointment of persons and purchase of materials therefor; providing for the payment of the expenses and authorizing the levy of a tax therefor; and defining the term 'insect pest,'" respectfully report that S. B. No. 263 be re-referred to the Committee on Agriculture.

Report adopted.

COONEY, Chairman.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration S. B. No. 287, being "An Act to publish information concerning the annual tax assessment roll in counties," respectfully report that S. B. No. 287 be concurred in.

Report adopted.

COONEY, Chairman.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 172, introduced by Committee on Appropriations, a bill for an Act entitled: "An Act appropriating money for the maintenance of certain of the executive departments," respectfully report that S. B. No. 172 be concurred in.

s and the judicial department of the State of Montana for two years, beginning July 1, 1921, and ending June 30, 1923," respectfully report as follows: That Section 1 of the engrossed bill be amended by striking out on page 2, 24 and 25, the words and figures "Seventy-four Thousand Five Hundred Twenty-five Dollars (\$74,525.00) and inserting in lieu thereof the words and figures "Seventy-seven Thousand Two Hundred Fifty Dollars (\$77,250.00)."

That Section 2 of the engrossed bill be amended by striking out on page 4, 21 and 22, the words and figures "Seventy-seven Thousand and Twenty-five Dollars (\$77,025.00)" and inserting in lieu thereof the words and figures "Seventy-nine Thousand Seven Hundred Fifty Dollars (\$79,750.00)." And your Committee recommends that as so amended, said bill do pass.

Report adopted.

BUELL, Chairman.

Speaker:

We, your Committee on New Counties and Divisions, having had under consideration Substitute for Senate Bill No. 117, by Paul, a bill for an Act entitled: "Act to provide for the creation, organization and classification of new counties; for locating county seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between new counties and other counties; and to repeal Chapter 226 of the Session Laws of the Sixteenth Legislative Assembly of 1919, and all other Acts in connection herewith," respectfully report as follows:

That Substitute for Senate Bill No. 117 be amended as follows: that Section 1 be amended by striking out in line 7 the words "twelve million dollars" and substituting in lieu thereof the words "eight million dollars."

And be further amended by striking out in line 11 the words "fifteen hundred (1500) square" and inserting in lieu thereof the words "twelve hundred (1200) square." And be further amended by striking out in line 15 "eight million dollars" and inserting in lieu thereof "five million dollars."

And by striking out in line 2 on page 2 the words "twelve hundred square miles" and inserting in lieu thereof the words "one thousand square miles," and be further amended by striking out in line 5 on page 2 the words "twenty miles" and inserting in lieu thereof the words "fifteen miles."

And by striking out in line 18 on page 2 the words "twenty miles" and inserting in lieu thereof the words "fifteen miles."

And that Sub-section 2 of Section 2 found on page 5 of said bill be amended by striking out the words "twenty miles" in line 2 of said Sub-section 2 and inserting in lieu thereof the words "fifteen miles."

And that Sub-section 3 of Section 2 and found on page 8 of said bill be amended by striking out in line 2 of said Sub-section 3 the words "twenty square miles" and substituting in lieu thereof the words "fifteen miles."

And amend Sub-section 4 of said Section 2 found on page 9 of said bill by striking out in line 3 of said Sub-section 4 the words "eight million dollars" and substituting in lieu thereof the words "five million dollars."

That Sub-section 5 of Section 2 found on page 9 of said bill be amended by striking out the words and figures "fifteen hundred (1500) square miles" and substituting in lieu thereof the words and figures "twelve hundred (1200) square miles."

And amend Sub-section 6 of Section 2 found on page 9 of said bill by striking out in line 2 of said Sub-section 6 the words and figures "twelve hundred (1200)" and substituting in lieu thereof the words and figures "one thousand (1000)."

And that Section 2 be amended by striking out in lines 11 and 12 on page 4 the words "twelve million dollars" and inserting in lieu thereof "eight million dollars." And that said Section 2 be amended by striking out in line 13 on page 4 the words "if any," and substituting in lieu thereof the word "no."

And be further amended by striking out in line 15 and 16 on page 10 the words "eight million dollars" and substituting in lieu thereof the words "five million dollars."

And that Section 2 be further amended by striking out in line 19 on page 10 the word "formally" and substituting in lieu thereof the word "formerly."

And that Section 3 of said bill be amended by striking out in line 4 of said Section 3 the words "twelve million dollars" and substituting in lieu thereof the words "eight million dollars."

And that Section 3 be further amended by striking out in line 6 on page 10 the words and figures "fifteen hundred (1500)" and substituting in lieu thereof the words and figures "twelve hundred (1200)."

And that Section 3 be further amended by striking out in line 8 on page 10 the words "eight million dollars" and substituting in lieu thereof the words "five million dollars."

And that Section 3 be further amended by striking out in line 2 on page 11 the words and figures "twelve hundred (1200)" and substituting in lieu thereof the words and figures "one thousand (1000)" and Section 3 be further amended by striking out in line 4 on page 11 the words "twenty miles" and substituting in lieu thereof the words "fifteen miles."

And that Section 5 of said bill be amended by striking out in line 3 on page 18 the words "or the office to which he has been appointed," and inserting in lieu thereof the words "for the office to which he has been appointed."

That Section 6 be amended by striking out in line 1 the word "person" and substituting in lieu thereof the word "persons."

That Section 8 of said bill be amended by striking out all of lines 4, 6 and 7 on page 23, and inserting in lieu thereof the following words "by the new county and the old county or counties proportionately and the amounts payable shall be paid by the treasurers of the respective counties interested after the same shall have been presented to and allowed by the Board of County Commissioners of the respective counties, as is provided by law for claims against a county."

That Section 10 on page 24 be amended by inserting in line 16 after the words "different road" the word "district." That Section 14 be amended by striking out all of lines 4 and 5 of said Section 14.

That Section 16 be amended so as to read as follows: "Chapter 226 of the Session Laws of the Sixteenth Legislative Assembly of 1919, and all amendments thereto, and all Acts and parts of Acts in conflict herewith are hereby repealed, provided, however, the provisions of this Act shall not apply to or in any manner affect the creation of any proposed new county where an election has heretofore been called or ordered to determine whether such new county shall be created, but the proceedings for the creation of such new county shall continue under the provisions of law heretofore in force."

That said bill be further amended by striking out all of Section 17, and that what is known in the bill as Section 18 be renumbered as Section 17.

And that Section 3 on page 12 be amended by striking out all of lines 8, 9, 10 and 11, and the word "election" in line 12, and inserting in lieu thereof the following words "all qualified electors residing within the territory included in the proposed new county and who are qualified electors of the county or counties from which territory included in the proposed new county is taken and who have resided within the limits of the proposed new county for a period of more than six months next preceding the day of election and who are registered under the provisions of the registration laws of the State, shall be entitled to vote at said election."

And when so amended that the bill be concurred in.

ALLEN, Chairman
O'HARA,
RIGGS,
KING,
SILVER,
CONSER,
GULLIDGE,
BROWN,
GEIS,
ARNOLD,
ANDERSON.

Upon motion by Allen, duly seconded and carried, the report of the Committee on New Counties and Divisions on Sub. S. B. 117, was adopted.

Mr. Speaker:

I have, your Committee on Appropriations, to whom was referred H. B. No. 344, introduced by Committee on Military Affairs, a bill for an Act entitled: "An Act to appropriate money for the construction and equipment of a building to be used as a community dining room, bakery, laundry, dormitory and central heating plant at the Montana State Soldiers' Home, and authorizing and directing the Board of Managers to build and equip such building," beg to report same with the recommendation that it do not pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker:

I have, your Committee on Appropriations, to whom was referred H. B. No. 377, introduced by Committee on Appropriations, a bill for an Act entitled: "An Act appropriating money to reimburse the common school interest and income fund for the salaries and expenses of the officers and employees of the Department of State Lands, the office of the State Land Agent, the State Forester's Department and the Fourth Assistant Attorney General and stenographer to such Assistant Attorney General, for the period from December 6, 1921 to January 31, 1922, inclusive, and to provide for the payment of the salaries and expenses of the officers and employees for the month of February, 1922," beg to report same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker:

I have, your Committee on Appropriations, to whom was referred H. B. No. 378, introduced by Committee on Education, a Bill for an Act entitled: "An Act to provide for the encouragement of Normal School Attendance of High School graduates in preparation for teaching within the State of Montana and to provide a State Loan for such purpose," beg leave to report same back to the House with the recommendation that it do not pass.

BUELL, Chairman.

Report adopted.

I have, your Committee on Appropriations, "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana Irrigation Commission for the year ending February 28, 1922." Referred to Committee on Finance and Claims.

Mr. Speaker:

I have, your Committee on Appropriations, to whom was referred Substitute for H. B. No. 97, beg to report as follows:

That section 2 thereof be amended by inserting after the word "purchase" at the end of line 27, the words "and sale."

That section 9 be amended by striking out on page 4, line 7, after the word "the" the word "it" and inserting in lieu thereof the word "he."

That section 5 be amended by striking out on page 2, in line 26 the word "roller" and inserting in lieu thereof the words "State Auditor."

And your Committee recommends that as so amended said bill do pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

I have, your Committee on Privileges and Elections, having had under consideration, S. B. No. 229, by Craig, a Bill for an Act entitled: "An Act regulating the issuance and circulation of statements affecting candidates for office at primary or general election, and providing a penalty for the violation thereof," respectfully report as follows: That S. B. No. 229 do not pass.

BRASIER, Chairman.

Report adopted.

Mr. Speaker:

I have, your Committee on Fairs and Expositions, having had under consideration, Substitute for S. B. No. 198, introduced by Connelly, a Bill for an Act entitled: "An Act to amend section 2927 and 2932 of the Revised Codes of Mon-

tana of 1907, as amended by Chapter 131 of the Laws of the Fifteenth Legislative Assembly, relating to County Fairs," respectfully report as follows: That Sub. S. B. No. 198 be concurred in.

REID, Chairman

Report adopted.

Mr. Speaker:

We, your Committee on Agriculture, having had under consideration H. B. No. 345, by Williams, entitled: "An Act relating to the storage of grain in public warehouses, prohibiting the sale and requiring the delivery thereof and providing penalties for any violation of the provisions of this Act," respectfully report as follows: That H. B. No. 345 do not pass.

CONSER, Chairman

Report adopted.

Mr. Speaker:

We, your Committee on Highways, having had under consideration S. B. No. 294, introduced by Leuthold, a Bill for an Act entitled: "An Act to amend section 13 of chapter 145 of the Session Laws of 1917, entitled: 'An Act to provide for the organization of special road districts in the several counties of the State, to provide for the election and appointment of directors and other officers for special road districts, prescribing their duties and regulating the government thereof; and to provide for the levy of taxes in special road districts and the disbursements of the special road district fund,'" respectfully report as follows:

That S. B. No. 294 do pass.

McQUARRIE, Chairman

Report adopted.

Mr. Speaker:

We, your Committee on Highways, having had under consideration S. B. No. 242, by Gibson, a Bill for an Act entitled: "An Act regulating the speed of motor vehicles on the highways of the State; defining and specifying the rules of the road and the manner of using same everywhere within the State of Montana; and repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows: That S. B. No. 242 do not pass.

McQUARRIE, Chairman

Report adopted.

Mr. Speaker:

We, your Committee on Agriculture, having had under consideration S. B. No. 159, by Griffin, entitled: "An Act amending section 3 of chapter 153 of the Montana Session Laws of 1917, providing for the extermination of gophers and prescribing the manner in which the expense of the exterminating of the same shall be paid," respectfully report as follows: That S. B. No. 159 be amended as follows: Amend the title by inserting in line 1, after the words "section 3 of" the words "chapter 96 of the Montana Session Laws of 1917 as amended by," and striking out in line 2 the figures "1917" and inserting in lieu thereof the figures "1919."

Amend section 1, line 1, by striking out the figures "153" and inserting in lieu thereof the figures "96" and in line 2 of section 1 after the word "Laws" inserting "as amended by chapter 153 of the 1919 Montana Session Laws," and as so amended that S. B. No. 159 be concurred in.

CONSER, Chairman

Report adopted.

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 374, 375, 336, 373, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

I. B. No. 381, by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the return of the inheritance of George F. Howart, which has escheated to the state under the mistake that no heir existed." Referred to Committee on Appropriations.

I. B. No. 382, by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating the sum of one thousand two hundred seventy-dollars (\$1,277.00) to F. W. Somers, contractor, in payment of construction work performed in connection with the State Orphan's Home during the years 1917 and 1918." Referred to Committee on Appropriations.

I. B. No. 383, by Committee on Appropriations, by request, a Bill for an Act entitled: "An Act authorizing and directing the governor to appoint a commission of three proper and suitable persons to investigate and report to the legislative Assembly (1923) on a suitable location for the establishment of a branch of the State Insane Asylum and making an appropriation for the expenses of such commission." Referred to Committee on Appropriations.

I. B. No. 384, by Committee on Appropriations. A Bill for an Act entitled: "An Act to appropriate the sum of two hundred thirty-four dollars and twenty-one cents (\$234.21) to reimburse Peter Oren for freight and damages, in connection with a trench machine shipped to Deer Lodge, Montana, in pursuance of an agreement with the Warden of the Montana State Prison." Referred to Committee on Appropriations.

I. B. No. 385, by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the incidental expenses, including printing of proceedings, senate and house journals and session laws, of the Seventeenth Legislative Assembly of the State of Montana." Referred to Committee on Appropriations.

I. B. No. 386, by Dodds, a Bill for an Act entitled: "An Act to submit to the qualified electors of the State of Montana the question whether there shall be a convention to revise, alter, and amend the constitution of the State of Montana." Referred to Committee on Constitution and Amendments.

House Joint Resolution No. 8, by Stevens, relative to the memorializing and petitioning the President of the United States and Congress to establish by law or legislation a bureau or department of publicity. Referred to Committee on Federal Relations.

S. B. No. 298, by Booth. A Bill for an Act entitled: "An Act providing that all school districts in the State of Montana, which have been heretofore, or may be hereafter divided by the creation of a new county under the provisions of chapter 112, laws of the Twelfth Legislative Assembly, or chapter 139, laws of the Thirteenth Legislative Assembly, or chapter 139, laws of the Fourteenth Legislative Assembly, or chapter 226, laws of the Sixteenth Legislative Assembly of the State of Montana shall be joint school districts and subject to the laws of the State of Montana relating to joint school districts." Referred to Committee on Education.

MOTIONS AND RESOLUTIONS.

A Resolution submitted by Hathaway was read at length and upon motion of the floorman, duly seconded and carried, was laid upon the table.

Upon motion by Gullidge, duly seconded and carried, the Joint Rule relative to Senate Bills being received after the Fiftieth Day, in reference to S. B. No. 298, was suspended and S. B. No. 298 was received by House.

Upon motion of Fairgrieve, duly seconded and carried, the action of the House whereby S. B. No. 222 was not concurred in was reconsidered.

Upon motion by Skulason, duly seconded and carried, S. B. No. 222 was referred to Committee on Judiciary.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Engrossment, beg leave to report that H. B. nos. 283, 284, by Committee on Appropriations and House Bill No. 368, by Kenon, have this day been correctly engrossed.

AUSTIN, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Education, having had under consideration S. B. No. 298, a bill for an Act entitled: "An Act providing that all school districts in the State of Montana which have been heretofore or which may be hereafter divided by the creation of a new county under the provisions of chapter 12, laws of the Twelfth Legislative Assembly or chapter 133, laws of the Thirteenth Legislative Assembly, or chapter 139 laws of the Fourteenth Legislative Assembly or chapter 226, laws of the Sixteenth Legislative Assembly of the State of Montana shall be joint school districts and subject to all the laws of the State of Montana relating to joint school districts," respectfully report as follows: That S. B. No. 298 be concurred in.

GULLIDGE, Chairman.

Report adopted.

Upon motion by Gullidge, duly seconded and carried, Senate Bill No. 298 as placed at head of list on General Orders.

Upon motion of Rixon, duly seconded and carried, the House now resolved itself into a Committee of the Whole for the consideration of General Orders all Bills to be read by title and section number only, and open to amendment except upon the request of any one member that they be read at length.

GENERAL ORDERS.

Geis in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration business of General Orders, respectfully report as follows: That S. B. No. 298 be concurred in.

S. B. No. 177 be concurred in with the following amendment: Amend section 1 by changing the period at the end of line 7 to a semicolon, and adding the following: "provided, however, that none of the benefits of this Act shall accrue to any person who refused to serve an active duty in the military service to which attached or to take up arms in the defense of the United States. And section 1 by inserting after the first "of" the words "the Civil War."

Amend section 2 by striking out in line 4 the words "the late war with Germany and her allies," and inserting in lieu thereof the words "any of our wars."

S. B. No. 193 be concurred in with the following amendment: Amend section 1 sub section 2-A by striking out in line 5 and 6 the words "the commissioner of agriculture," and insert in lieu thereof the words "the Attorney General."

S. B. No. 225 be concurred in with the following amendment: Amend section 2 by striking out said section and insert in lieu thereof the words: Section 2. Nothing in this Act shall be construed to amend or repeal any of the provisions of an Act entitled: "An Act requiring a petition of 20 per cent of the qualified electors who are taxpayers to authorize the voting upon the issuance of any school, town, city or county bonds, and providing who are entitled to vote thereon," enacted by the Seventeenth Legislative Assembly of Montana and that all other Acts and parts of Acts in conflict herewith are hereby repealed."

B. No. 139 be concurred in as amended by Standing Committee of the

B. No. 226 be concurred in.

B. No. 244 be concurred in.

B. No. 168 be concurred in.

B. No. 258 be concurred in.

B. No. 183 be concurred in.

B. No. 227 be concurred in as amended by Standing Committee.

B. No. 210 be concurred in.

B. No. 161 have the enacting clause stricken therefrom.

J. Memorial No. 4 be concurred in.

B. No. 262 be concurred in.

B. No. 159 be concurred in as amended by Standing Committee of the

substitute for S. B. No. 198 be concurred in.

B. No. 294 be concurred in.

substitute for S. B. No. 117 be made a special order of business for tomorrow 2:30 P. M.

B. No. 336 do pass.

B. No. 337 do pass.

B. No. 373 recommend that action be deferred until H. B. 374 be placed on general Orders.

GEIS, Chairman.

Report adopted.

Upon motion by O'Hara, the report of the Committee of the Whole on S. B. 51 was segregated and the bill referred to the Judiciary Committee and the order of the report adopted.

Upon motion of Guldige, seconded and carried, the House reverted to Order of business No. 8, for the Third reading of S. B. No. 298.

THIRD READING OF SENATE BILLS.

B. No. 298, by Booth, having been read three several times, title and yeas agreed to, was concurred in by the following vote:

Yeas: Allen, Anderson, Austin, Beley, Bell, Berglin, Black, Bohling, Boor-
Brasier, Brockway, Brown (Mineral), Cady, Carlson, Cavanaugh, Conser,
Covell, Crumbaker, Daily, Dowlin (Yellowstone), Fairgrieve, Faust, Fel-
Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead),
Gulge, Hanson, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson
(Fergus), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead),
MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Pene-
Perrine, Phelps, Provinse, Ray, Reeves, Rickard, Riggs, Rixon, Roberts,
Roulean, Sandy, Scharnikow, Shoemaker (Lewis and Clark), Snell,
Spratt, Stevens, Stoner, Swift, Treloar, Wade, Troy, Wallace, Wilcomb,
Woods and Mr. Speaker. Total, 77.

Noes: None.

Absent and not voting: Arnold, Bergeson, Blomquist, Brooks, Brown (Lewis
Clark), Buell, Charters, Chatfield, Dillavou, Dodds, Dowlin (Rosebud), Dun-
Dunn, English, Haskell, Haynes, Johnson (Silver Bow), Jones, King, Peden,
Rhoads, Sales, Scofield, Shoemaker (Yellowstone), Sickler, Silver, Skula-
Smith, Warren, Worden. Total 31.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, House
adjourned until 10:30 o'clock A. M. February 24, 1921.

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FIFTY-THIRD DAY

House of Representatives, February 24, 1921

House met at 10:30 A. M. pursuant to adjournment.

Mr. Speaker in chair.

Prayer by Chaplain.

Roll called and all present except: Dowlin of Rosebud, Haskell, King, Sickler and Warren.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for the fifty-second day and have found the same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion, duly seconded and carried, were considered as having been read at length:

Mr. Speaker:

February 24, 1921

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Paul, duly seconded and carried, the Senate requests the return of House Bill No. 27 for further consideration.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Upon motion of Dillavou, duly seconded and carried, the request contained in the above communication was complied with.

Mr. Speaker:

February 23, 1921

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 298, introduced by Booth, being a bill for an Act entitled: "An Act providing that all school districts in the State of Montana, which have been heretofore or which may be hereafter divided by the creation of a new county under the provisions of Chapter 112, Laws of the Twelfth Legislative Assembly or Chapter 133, Laws of the Thirteenth Legislative Assembly, or Chapter 139, Laws of the Fourteenth Legislative Assembly, or Chapter 226 Laws of the Sixteenth Legislative Assembly of the State of Montana, shall be Joint School Districts and Subject to all the laws of the State of Montana, relating to Joint School Districts," was this day read third time and passed, title agreed to, and the same is herewith transmitted to the House for its concurrence.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Mr. Speaker:

February 23, 1921

I am directed by the Senate to inform your Honorable Body that House Bills Nos. 234, 232 and 5 were reported by Standing Committees with the recommendation that they be not concurred in, which reports were adopted, and the same are herewith returned to the House.

Also Sub. for H. B. No. 27, which was recommended by the Committee of the Whole for non-concurrence, which report was adopted, and the same is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Mr. Speaker:

February 23, 1921

I am directed by the Senate to inform your Honorable Body that House Joint Memorial No. 14, by Austin, memorializing congress to enact legislation necessary to impose an import duty on chrome ore was reported by committee on Mines and Mining with the recommendation that said bill be not concurred in, which report was adopted, and the same is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Speaker:

February 23, 1921.

Am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Agriculture reported House Bill No. 134, by Dunbar, "An Act and Chapter 204 of the Laws of the Sixteenth Legislative Assembly relating to the State Terminal Grain Elevator," recommend that same be concurred

in so House Bill No. 234, by Brockway, "An Act repealing Chapter 6 of the Laws of the Extraordinary Session of the Legislative Assembly of Montana of 1919, relating to relief of persons rendered destitute or in need of aid by reason of drouth, hail or unfavorable climatic conditions," recommend that same be concurred in.

so House Bill No. 232, by Brockway, "An Act to repeal Chapter 19 of the Laws of the Fifteenth Extraordinary Session of the Legislative Assembly of Montana of 1919, relating to seed grain," recommend that same be not concurred

in. Moved by Senator Leuthold that the foregoing reports be adopted. Motion seconded.

Moved by Senator Burlingame as a substitute motion that H. B. No. 134 be referred to the Judiciary Committee. Motion duly seconded and carried.

The reports of the Committee on Agriculture as amended were thereupon adopted.

Committee on Agriculture reported House Bill No. 167, by Special Joint and Senate Committee, "An Act to amend Sections 1, 2, 2(b), 8 and 10 of Chapter 169 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, as amended by Chapter 34 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, entitled: 'An Act to create a State Board of Hail Insurance; defining the duties and powers of said board and public officers in connection therewith; providing for the levy and collection of taxes on all lands subject to injury or destruction by hail of all owners who may elect to become subject to the provisions of this Act; providing for a hail insurance fund; providing for the appointment of appraisers; for appraisal and adjustment of losses and the settlement therefor'; and repealing Acts which may conflict with this Act; by providing for the zoning of lands and borrowing of money by the State Board of Hail Insurance," recommend that same be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

Am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second times and referred to Committees designated:

House Bill No. 105, by Dillavou, "An Act to appropriate money for the operation and hospital expenses of indigent crippled children of the State of Montana, creating the Montana Orthopedic Commission; providing for the appointment of members thereof; prescribing their powers and duties, fixing their term of office, and repealing all acts and parts of acts in conflict therewith." Referred to Committee on Finance and Claims.

House Bill No. 252, by Committee on Appropriations, "An Act to appropriate money for the payment for printing and binding the reports and opinions of the Attorney General for the year beginning December 1, 1918, and ending November 1, 1920." Referred to Committee on Finance and Claims.

House Bill No. 272, by Committee on Appropriations, "An Act appropriating money for the payment of deficiency claims for public printing for the State of Montana for the year ending February 28th, 1921." Referred to Committee on Finance and Claims.

House Bill No. 253, by Committee on Appropriations, "An Act to amend Sections Two (2) of Chapter Eighty-six (86) of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, providing for the appointment

of a State Accountant, and defining his duties; providing additional qualifications for the State Accountant, and repealing all acts and parts of acts in conflict with this Act." Referred to Committee on Finance and Claims.

House Bill No. 282, by Committee on Appropriations, "An Act regulating the form, style and manner of computation of State Printing." Referred to Committee on Finance and Claims.

House Bill No. 310, by Committee on Insurance, "An Act defining how deposits are to be made with the Commissioner of Insurance, of the securities required to be deposited, and a penalty for the violation by the Commissioner of his duties in regard thereto." Referred to Committee on Insurance.

House Bill No. 170, by Fairgrieve, "An Act to amend Section 2 of Chapter 203, Laws of the Sixteenth Legislative Assembly of the State of Montana, entitled: "An Act to prevent the manufacture or sale of adulterated or misbranded gasoline, kerosene, illuminating and lubricating oils and greases, road oil and fuel oils for boilers and internal combustion engines; to regulate traffic therein and providing for their inspection, analysis and for standard grades; designating the State Fire Marshal ex-officio Oil Inspector, subject to the supervision and control of the State Board of Examiners, designating the head of the Department of Chemistry of the State College of Agriculture and Mechanical Arts as State Chemist and defining the powers and duties of such officers; creating a State Gasoline Inspection Fund; providing penalties for the violation of this Act, repealing Sections 2112, 2113, 2114, 2115, 2116, 2117 and 2118, of the Revised Codes of Montana of 1907, being Chapter 22 of Title 7 of Part 3 of the Political Code of the State of Montana and all other acts in conflict herewith." Referred to Committee on Oil and Gas.

House Bill No. 260, by Committee on Ways and Means, "An Act to amend Section 10, Chapter 130, Session Laws of 1911, providing for the licensing of public eating places, bakeries, confectioneries, meat markets, slaughter houses, packing plants, canneries, ice cream parlors, soft drink establishments, and bottling works, and regulating fees to be charged for said licenses." Referred to Committee on Taxation.

House Bill No. 317, by Joint Committee on Hail Insurance, "An Act to amend Section 4 and 12 of Chapter 169 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana entitled "An Act to create a State Board of Hail Insurance, defining the duties and powers of said Board and public officers in connection therewith; providing for the levy and collection of taxes on all lands subject to injury or destruction by hail of all taxpayers who may elect to become subject to the provisions of this Act; providing for a Hail Insurance Fund; providing for the appointment of appraisers; the appraisal and adjustment of losses and the settlement thereof; and repealing all acts which in any way conflict with this Act; by creating an administrative fund and providing what shall be paid therefrom." Referred to Committee on Agriculture.

House Bill No. 288, by Spratt by request, "An Act to establish a Game preserve in the Little Belt mountains, for the protection of game animals and birds, and providing penalty for killing, hunting or pursuing any such animals or birds in such preserve." Referred to Committee on Fish and Game.

House Bill No. 341, by Committee on Agriculture, "An Act for the collection of statistics for the Department of Agriculture, Labor and Industry, in relation to farm products and agricultural resources and repealing Sections 2100 and 2103 of the Revised Codes of 1907." Referred to Committee on Agriculture.

House Bill No. 294, by Arnold, "An Act relating to tax sale certificates and providing for the cancellation thereof when application is not made for a tax deed thereunder within two years after the period for redemption has expired." Referred to Committee on Judiciary.

House Bill No. 309, by Committee on Insurance, "An Act to amend Section 4117 of the Revised Codes of the State of Montana defining the method of ascertaining the net value of life insurance policies, and requiring the deposit of securities therefor, and providing for the change or withdrawal of securities." Referred to Committee on Insurance.

House Bill No. 76, by Bell, "An Act to amend Section 3116 of the Revised Codes of the State of Montana as amended by Chapter 7 of the Laws of the

Extraordinary Session of the Sixteenth Legislative Assembly of the State of Montana, relating to the salaries of County Officers." Referred to Committee on Judiciary.

House Bill No. 324, by Roberts, "An Act to repeal section 503 of chapter of the laws of the thirteenth regular session of the State of Montana, prescribing the bond to be furnished by and the compensation to be received by school teachers." Referred to Committee on Education.

House Bill No. 329, by McQuarrie, "An Act to provide for the classification of lands in the State of Montana, for assessment and taxation purposes, and to authorize the board of county commissioners to cause such classification to be made, and to provide for a tax levy to pay for the cost thereof, and to provide for the payment of indebtedness hitherto incurred, by counties acting under the provisions of chapter 89 of the laws of the Sixteenth Session of the Legislative Assembly of the State of Montana, and to repeal Chapter 89 of the laws of the Sixteenth Session of the Legislative Assembly of the State of Montana." Referred to Committee on Judiciary.

House Bill No. 258, by Bohling, "An Act to change the boundary line between the counties of Teton and Chouteau; taking from said county of Chouteau certain territory and adding same to the said county of Teton; providing for the appointment of commissioners to adjust indebtedness; providing for the transfer of school funds and delinquent taxes; providing for the transcribing and transfer of records and the transfer of actions pending in court; and providing for township, school and other officers within the territory so transferred shall hold their offices for the balance of their terms." Referred to Committee on Counties.

House Bill No. 47, by MacDonald of Flathead, "An Act to amend section 49 of chapter 146 of the Montana Session Laws of 1915, providing for the levy and apportionment of taxes in irrigation districts and changing the extent of the lien created thereby." Referred to Committee on Irrigation.

House Bill No. 318, by Committee on Education, "An Act to amend sections 5 and 6 of chapter 211 of the Session Laws of the Sixteenth Legislative Assembly, relating to the creation of a rural school district." Referred to Committee on Education.

House Bill No. 266, by Johnson of Silver Bow, "An Act to provide for the registration of electors in counties of the first and second classes, and for the giving of notice to such electors of the times when registration will close and when elections will occur, and to provide for posting lists of the names of registered voters by precincts, and for the form of poll books." Referred to Committee on Judiciary.

House Bill No. 273, by O'Hara, "An Act to amend chapter 2 of the Extraordinary Session Laws of the Sixteenth Legislative Assembly of the State of Montana, being entitled: 'An Act to amend section 7 (a) of chapter 170 of the laws of the Fifteenth Legislative Assembly of the State of Montana, entitled: 'An Act to establish a State Highway Commission, defining its powers and duties, providing for a State Highway Commission fund and appropriating money therefor; providing for obtaining the benefits of federal aid under the act of Congress, approved July 11, 1916; and repealing chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana.'" Referred to Committee on Roads and Highways.

House Bill No. 303, by Committee on Judiciary, "An Act amending section 10 of the Revised Codes of Montana of 1907, and providing the proportion of capital stock or number of members of a corporation necessary to form a quorum at stockholders' meetings; also providing for the qualifications of stockholders and members to vote at such meetings and providing for adjournments thereof." Referred to Committee on Judiciary.

House Bill No. 205 by Brooks, "An Act amending section 1300 of chapter 10 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to legal holidays, and repealing all acts and parts of acts in conflict therewith." Referred to Committee on Judiciary.

House Bill No. 222, by Committee on Agriculture, "An Act to designate certain areas for the destruction and eradication of Canada thistles, quack grass and other noxious weeds, and the appointment by county commissioners and city

councils of a weed commissioner, defining his duties, fixing his compensation and providing penalties for violations of the provisions of said Act, and to read sections 8871, 8872, 8873, and 8874 of the Revised Codes of Montana of 1907." Referred to Committee on Agriculture.

House Bill No. 229, by Committee on Livestock and Public Ranges, "An Act to amend section 1796 of the Revised Codes of Montana of 1907," referred to Committee on Stock growing.

House Bill No. 289, by McDonald of Silver Bow, "An Act to amend chapter 86, of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana; prohibiting gambling games, and providing for the playing of certain games for amusement and pastime, and the use in places of business of trade stimulators upon the payment of a license to the State of Montana; and providing a penalty for the violation thereof." Referred to Committee on Finance and Claims.

House Bill No. 269, by Faust, "An Act to amend section 4377 of the Revised Codes of Montana (1907) providing for the power of the board of railroad commissioners to alter classifications or rates of and concerning railroads; providing for a public hearing and publication of notice thereof, before there shall be any increase or raise in the rate of charge for the transportation of freight within the State of Montana, and providing for a hearing on complaint." Referred to Committee on Railroads and Transportation.

House Bill No. 237, by Dillavou, "An Act to amend section 6662 of the Revised Codes of Montana as amended by chapter 85 of the Twelfth Legislative Assembly of the State of Montana, relating to the serving of writs of attachment, and to repeal all acts and parts of acts in conflict therewith." Referred to Committee on Judiciary.

House Bill No. 274, by Jones, "An Act relating to the service fees of saloons and jacks, and repealing section 5813 and section 5815 of the Revised Codes of Montana, 1907, as amended by chapter 45 of the Laws of the Thirtieth Legislative Assembly, approved March 1, 1913." Referred to Committee on Stockgrowing.

House Bill No. 259, by Committee on Education, "An Act to amend chapter 133 of the Session Laws of the Sixteenth Legislative Assembly, being an Act to provide for the establishment of part-time schools and classes and to compel attendance of minors less than eighteen years of age upon such schools and classes." Referred to Committee on Education.

Substitute for House Bill No. 100, by Committee on Livestock and Public Ranges, "An Act amending sections 3 and 4 of chapter 99 of the Session Laws of the Sixteenth Legislative Assembly of Montana, entitled: 'An Act to amend sections 4313, 4315, 4317, of the Revised Codes of the State of Montana of 1907, relating to the liability for killing stock.'" Referred to Committee on Stockgrowing.

House Bill No. 214, by Spencer, "An Act to protect highway signs and direction boards; making such sign and direction boards the property of the county in which placed; prohibiting the defacing, altering or destruction of such signs and boards; prohibiting the erecting of advertising signs similar in size and appearance with such signs and boards; prohibiting the erection of advertising signs not of value as direction boards at road intersections, or the erection of misleading signs; making the violation of this act a misdemeanor and providing a penalty therefor." Referred to Committee on Roads and Highway.

House Bill No. 286, by Dunbar, "An Act repealing chapter 150 of the Session Laws of the Fifteenth Legislative Assembly of 1917, approved by the people at the General Election held November 5, 1918, authorizing the State of Montana to issue bonds in the sum of \$250,000.00, for the purchasing or building of a terminal grain elevator." Referred to Committee on Judiciary.

House Bill No. 262, by Committee on Insurance, "An Act to regulate the installation, operation and maintenance of motion picture machines and to regulate the construction and arrangement of picture machine booths and of audience rooms in which motion picture exhibitions are to be given, and providing penalties for failure to comply herewith." Referred to Committee on Insurance.

House Bill No. 299, by Committee on Livestock and Public Ranges. "An Act providing for a county bounty on predatory animals; providing the method of levying a tax to provide for the same; providing for the maximum amount of bounties, and the manner of paying the same; providing for the appointment of bounty inspectors thereunder, and prescribing their duties and powers; providing that this Act shall not interfere with or repeal any part of the existing laws of the State relative to levying taxes for and paying bounties on predatory animals." Referred to Committee on Stockgrowing.

House Bill No. 277, by Brooks. "An Act appropriating money for the payment of the traveling expenses necessarily incurred of persons actually attending delegates to the National Republican, Democratic, and Progressive conventions for the year 1916, and the traveling expenses necessarily incurred of persons actually attending as delegates to the National Republican and Democratic conventions for the year 1920, and providing the method of presenting claims for the payment thereof." Referred to Committee on Finance and Claims.

House Bill No. 70, by Johnson of Silver Bow, "An Act to provide for the payment of the benefits of an act passed by the Senate and House of Representatives of the United States of America in congress assembled, to provide for promotion of vocational rehabilitation of persons disabled in industry or otherwise; to provide for compliance with all the requirements of such act; to provide for the appointment of a custodian of all moneys received by the State from appropriations made by the congress of the United States for the purpose of such act and for the establishment of a vocational rehabilitation fund; to provide for the appointment of a State Board to co-operate with the Federal Board for vocational education in carrying out the provisions of said act, and prescribe powers and duties; to provide for a plan of co-operation between such State Board and the State Industrial Accident Board; to provide for the acceptance of gifts and donations and the creation of a special fund, and to make appropriations to provide for the vocational rehabilitation of persons disabled in industry or otherwise." Referred to Committee on Federal Relations.

House Bill No. 291, by Faust. "An Act to repeal chapter 21 of the Laws enacted at the Extraordinary Session of the Sixteenth Legislative Assembly of the State of Montana, approved August 11th, 1919, relating to the Montana de Commission." Referred to Committee on Judiciary.

House Bill No. 120, by MacDonald of Flathead. "An Act amending sections 2 and 2714 of the Revised Codes of Montana and providing a poll tax on males not the heads of families to be paid into the Widows' Pension Fund." Referred to Committee on Finance and Claims.

House Bill No. 289, by Committee on Affairs of Cities. "An Act regulating the time within which an action for the restoration to office by any persons have been wrongfully or illegally removed or excluded from office, and also regulating the time within which an action shall be begun to recover salary or other emoluments of such office." Referred to Committee on Counties and Towns.

House Bill No. 220, by Riggs. "An Act to amend section 1, of chapter 23, of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, relating to the power of cities and towns to provide band concerts for entertainment purposes." Referred to Committee on Counties and Towns.

Substitute for H. B. No. 142, by Committee on Military Affairs, "An Act amending sections 2 and 9 of chapter 190 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to Athletic Commission." Referred to Committee on Military Affairs.

House Bill No. 156, by Spencer. "An Act permitting acquisition and transfer of real property by aliens eligible to citizenship, to same extent as citizens except as otherwise provided by law; permitting other aliens, and companies, associations and corporations in which they hold majority interest, to acquire and transfer real property only as prescribed by treaty, but prohibiting appointment of such as guardians of estates of minors consisting wholly or partially of real property or shares in such corporations; providing for escheats in certain cases; requiring reports of property holding to facilitate enforcement of the Act; prescribing penalties for violation hereof." Referred to Committee on Judiciary.

Substitute for H. B. No. 104, by Committee on Affairs of Cities, "An Act to amend sections 3306 and 3308 of the Revised Codes of Montana of 1907, relating to the department of police of cities and Towns." Referred to Committee on Counties and Towns.

House Bill No. 254, by O'Hara, "An Act to amend chapter 52, laws of the Thirteenth Legislative Assembly entitled, "An Act making the Board of Railroad Commissioners of the State of Montana ex-officio a Public Service Commission for the regulations and control of certain public utilities; prescribing the manner in which such public utilities shall be regulated and controlled requiring such public utilities to furnish reasonably adequate service and facilities; prohibiting unjust and unreasonable charges for services rendered by such public utilities; providing penalties for violations of the provisions of this Act; authorizing such public service commission to appoint an expert engineer and to employ clerks and assistants and making an appropriation for carrying out the provisions of this Act; by adding thereto one new section to be known as section 3-A." Referred to Committee on Judiciary.

House Bill No. 293, by Sales, "An Act to amend section 2957 of the Revised Codes of Montana of 1907, as amended by chapter 112 of the Session Laws of 1913, enumerating the officers of the County." Referred to Committee on Judiciary.

House Bill No. 244, by Roberts, "An Act to amend section 5755 of the Revised Codes of the State of Montana of 1907, relating to the satisfaction of mortgages." Referred to Committee on Judiciary.

House Bill No. 268, by McDonald of Silver Bow, "An Act providing for the creation of a Police Pension Fund Law in cities of the first and second class and providing for a police pension board and prescribing the duty of the said board with reference to the care and distribution of said fund." Referred to Committee on Counties and Towns.

House Bill No. 143, by Geis and Roberts, "An Act providing for the disposition and use of moneys derived from bonuses, royalties, and rentals paid to the Treasury of the United States on account of permits or leases granted by the United States as provided by the Act of congress of February 25, 1910, (Public No. 146) and paid by the secretary of the treasury of the United States to the State of Montana." Referred to Committee on Oils and Leases.

House Bill No. 302, by Committee on Military Affairs, "An Act to amend chapter 190, of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to athletic commissions, by adding a section to be known as section 4-A, providing certain regulations to govern contests and exhibitions under athletic commissions." Referred to Committee on Military Affairs.

Substitute for H. B. No. 179, by Judiciary Committee, "An Act authorizing city treasurers to appoint such deputies, clerks and assistants as may be allowed by law." Referred to Committee on Judiciary.

House Joint Memorial No. 9, by Gillette, "Memorializing the congress of the United States, the secretary of State of the United States and the secretary of the International Joint Commission and relating to the interpretation of the treaty between Great Britain and the United States, proclaimed May 19, 1910, adjudicating the division of the waters of St. Mary's River and Milk River, said interpretation being inequitable and not contemplated for the intent of either contracting party at the time of negotiations; and urging upon the congress, the secretary of state of the United States, and the secretary of the American side International Joint Commission, the necessity of a hearing at an early date before the said international joint commission at some point within the Milk River Valley, the Milk River Valley Irrigation project containing approximately 300,000 acres of irrigable lands, at which hearing the opportunity to secure an equitable interpretation may be had." Referred to Committee on Irrigation.

House Joint Memorial No. 11, by Jones, "A Memorial to the United States Senate and House of Representatives framed for the passage of legislation providing for the opening of the Belknap Indian Reservation and the allotment of the lands embraced therein." Referred to Committee on Federal Relations.

Substitute for House Joint Memorial No. 7, by Committee on Military Affairs, Resolution memorializing congress for the passage of the Legislation n

ling before congress for the care and rehabilitation of our soldiers, sailors marines, who were injured in the late war." Referred to Committee on Army Affairs.

House Bill No. 162, by Charters, "An Act to create the County of Cruse, designate its boundaries, and provide for its organization and government, and change the boundaries of Fergus County to conform thereto." Referred to Committee on New Counties.

House Bill No. 313, by Arnold, "An Act to create the County of Redwater, designate its boundaries and provide for its organization and government, and to change the boundaries of Dawson, McCone and Richland counties to conform thereto." Referred to Committee on New Counties.

House Bill No. 330, by Dowlin, Peden and Seofield, "An Act to create the County of Joe Brown, designating its boundaries and providing for its government and to change the boundaries of Rosebud, Big Horn and Powder River counties to conform thereto." Referred to Committee on New Counties.

House Bill No. 141, by Brown of Lewis and Clark, "An Act to amend Section Chapter 146, acts of the Eleventh Legislative Assembly of the State of Montana entitled, 'An Act to provide for the creation, organization, government and extension of irrigation districts; to prescribe the rights, powers and duties thereof to provide for the acquisition, either by construction, purchase or otherwise, for the maintenance and control thereby of works, water, property and lands for the irrigation of lands within and comprising such districts, and to provide for the payment therefor and for the expense of such districts of the State heretofore organized or in process of organization under existing laws; and to repeal, with certain reservations, the provisions of Sections 2309 to 2402 inclusive, of Title X, Part III, of the Revised Codes of Montana of 1907.'" Referred to Committee on Irrigation.

House Bill No. 323, by Blomquist, "An Act providing a method for the selection of party delegates to National Presidential nominating conventions, amending Section 8 of an Act entitled: 'A Bill to propose by initiative petition a law to provide for party nominations by direct vote,' passed by the people at the General Election of the year 1912, so as to provide for the nomination of presidential electors under said Act, and repealing an Act entitled: 'A Bill to propose by initiative petition a law to provide for the expression by the people of the State of Montana of their preference for party candidates for President and Vice President of the United States, the election of delegates to presidential conventions and the nomination of presidential electors by direct vote,' passed by direct vote of the people in the year 1912, and all other acts and parts of acts in conflict herewith, and providing penalties for the violation of the provisions of this Act." Referred to Committee on Judiciary.

House Bill No. 263, by Committee on Education, "An Act to amend Section 5 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 1 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to repeal Section 106, Paragraph 7 and Section 108 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Sections 2 and 3 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to amend Section 200, and Paragraph 7, of Section 2 of the Session Laws of the Thirteenth Legislative Assembly; to amend Section 202, Paragraph 11 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly, as amended by Section 5 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to repeal Section 202, Paragraph 14 of Chapter 76, of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 5 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to amend Section 403 of Chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, as amended by Chapter 196 of the Session Laws of the Fifteenth Legislative Assembly; to amend Section 7, paragraph 3 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly; to amend Section 512, Paragraph 3 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly; to repeal Sections 800 and 806 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Sections 18 and 19 of Chapter 196 of the Session Laws of the Six-

teenth Legislative Assembly; to amend Chapter 9 of the Session Laws of the Thirteenth Legislative Assembly as amended by Sections 20, 21, 22, 23, 24, 25, 26 and 27 of the Session Laws of the Sixteenth Legislative Assembly; to amend Chapter 10 and Sections 1100, 1101, and 1105 of Chapter 11 of the Session Laws of the Thirteenth Legislative Assembly; to amend Section 22 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 32 of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to amend Section 2010, Paragraph 2 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly; to amend Section 2011 of the Session Laws of the Thirteenth Legislative Assembly as amended by Chapter 46 of the Session Laws of the Seventeenth Legislative Assembly; to amend Section 2015 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 34, of Chapter 196 of the Session Laws of the Sixteenth Legislative Assembly, and being an Act codifying the school laws of the State of Montana and providing for the establishment and maintenance of a general, uniform and thorough system of public free schools." Referred to Committee on Education.

House Bill No. 224, by O'Hara, "An Act to amend Sections 6 and 8 of Chapter 113 of the Session Laws of the Thirteenth Legislative Assembly of Montana, entitled: 'An Act to create and establish a standard size of apple box for the State of Montana; providing for the proper labelling and numbering of all apple boxes, and providing a penalty for the violation of this Act,' as amended Chapter 57 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana." Referred to Committee on Horticulture.

Substitute for House Bill No. 133, by Committee on Revenue and Taxation, "An Act to amend Sections 4, 5 and 6, of Chapter 75 of the Laws of the Fourteenth Legislative Assembly of Montana of 1917, relating to the registration and licensing of motor vehicles and dealers, prescribing a schedule of licenses therefor and repealing all acts and parts of acts in conflict herewith." Referred to Committee on Taxation.

Substitute for House Bill No. 17, by Committee on Military Affairs, "An Act to amend Section 2065 of the Revised Codes of Montana of 1907 as amended by an act entitled: 'An Act to amend Section 2065 of the Revised Codes of Montana of 1907, providing suitable burial for deceased soldiers, sailors and marine approved March 4, 1909, and as amended by Chapter 109 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, being an Act to amend Section 2065 of the Revised Codes of Montana of 1907, as amended and approved March 6, 1911, and as amended by Chapter 178 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, approved March 7, 1911 providing herein for suitable burial of deceased soldiers, sailors, marines and nurses." Referred to Committee on Military Affairs.

House Bill No. 296, by Committee on Revenue and Taxation, "An Act to provide for a tax upon the recording of registration of mortgages upon real estate; providing for the amount of said tax; the method of collecting same; providing penalties and forfeitures for violation of this Act, and repealing all Acts and parts of Acts in conflict therewith." Referred to Committee on Taxation.

House Bill No. 108, by Committee on Appropriations, "An Act to amend Section 189 of the Revised Codes of 1907, relating to the bond of the State Treasurer." Referred to Committee on Finance and Claims.

House Bill No. 115, by Committee on Revenue and Taxation, "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate and corporation engaged in or carrying on the business of producing within this State petroleum or other mineral or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this State any well or wells from which petroleum or other mineral or crude oil is produced, to pay to the State Treasurer, for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; prescribing penalties for violations of the provisions of this Act." Referred to Committee on Taxation.

House Bill No. 73, by Geis, "An Act to promote the mining and development of State Lands valuable for petroleum and gas; to provide for the leasing, management, development, protection, and disposition thereof; and to define the powers and duties of the State Board of Land Commissioners in connection therewith." Referred to Committee on Oils and Leases.

House Bill No. 66, by Silver, "An Act to repeal Title XI of Part II of the Code of Civil Procedure of the Revised Codes of Montana of 1907, including therein Sections 6986 to 7091, inclusive, of the Revised Codes of 1907, and to reenact said sections relating to proceedings in justices' courts and to enact in the place of said repealed titles and sections, a title to be known as Title XI of Part II of the Code of Civil Procedure of the Revised Codes of Montana of 1907, relating to proceedings in Justices' Courts, being a code of civil procedure for civil procedure for justices' courts containing in said title Chapters, Articles and Sections, the Section Numbers of the Title here enacted taking the place of the numbers of said repealed sections." Referred to Committee on Judiciary.

Substitute for House Bill No. 56, by Senate and House Committees on Workmen's Compensation, Acting Jointly, "An Act to amend Sections 3(e), 16(e), 16(g), 16(l), 40(b) and 40(k), of Chapter 96 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, as amended by the Twelfth Legislative Assembly, known as the 'Workmen's Compensation Act,' providing that when public corporations refuse to file payroll reports, the Industrial Accident Board shall be authorized to levy an assessment on such corporation, and providing a maximum allowance for funeral expenses of not to exceed one hundred twenty-five dollars (\$125.00), and providing a maximum medical and hospital allowance in an amount not exceeding one hundred dollars (\$100.00), and providing for the elimination of the two weeks waiting period in cases where disability continues beyond six weeks when compensation shall be paid from date of injury, and providing for the payment of compensation, total cost of hearing in both ears for one hundred and twenty weeks, and providing that the minimum assessment to be levied on employers operating under Plan No. (3) of the Act shall not be less than two and one-half Dollars (\$2.50), and providing for the investment of the reserve or surplus in the Industrial Accident Fund and the Industrial Reserve Fund." Referred to Committee on Compensation.

House Joint Resolution No. 7, by Hunter, "A Joint Resolution requesting the Industrial Accident Board to investigate the conditions governing the employment of aged workmen in the State of Montana and to report to the members of the Eighteenth Legislative Assembly its findings and conclusions with recommendations for or against old age insurance legislation." Referred to Committee on Compensation.

House Joint Memorial No. 14, by Austin, "Memorial to the Congress of the United States to enact such legislation as may be necessary to impose import duties on chrome ore for the protection of producers of chrome ore within the United States." Referred to Committee on Mines and Mining.

House Bill No. 351, by Brockway, "An Act to amend Section 7301 of the Revised Codes of 1907 of Montana, relating to the satisfaction of liens, and providing that indemnity bond may be given to secure release of lien of record." Referred to Committee on Judiciary.

House Bill No. 355, by Committee on Appropriations, "An Act relating to payment of license fees to the State Treasurer under protest, and fixing the time within which suit shall be commenced for the recovery of the same." Referred to Committee on Finance and Claims.

House Bill No. 357, by MacDonald of Flathead, "An Emergency Act authorizing the Board of County Commissioners of any County to fund outstanding indebtedness against a County High School by the issuance of bonds, regulating the issuance of such bonds and providing for the payment thereof, authorizing the issuance of warrants by the County High School Boards of Trustees for the current expenses of the school year of 1920-21 in excess of available moneys and in excess of the tax levy heretofore made and for the subsequent funding of such warrants." Referred to Committee on Education.

House Bill No. 144, by Rixon, "An Act providing for the semi-annual payment of taxes; amending Sections 2616, 2622, 2623, 2629, 2657 and 2684 of the Revised Codes of 1907, of the State of Montana, relating to the publication of notice of delinquency, the time when taxes become due and the penalty for non-payment; the publication of the delinquent tax list and the seizure and sale of personal property for taxes, and repealing Section 2657 of the Revised Codes of 1907." Referred to Committee on Judiciary.

House Bill No. 245, by Roberts, "An Act to amend section 7532 of the Revised Codes of Montana of 1907, relating to presentation of claims against the estate of a deceased person before suit or action shall be commenced there." Referred to Committee on Judiciary.

House Bill No. 126, by Johnson of Silver Bow, "An Act to amend part of title 11, chapter V, of the Political Code of 1907 of the State of Montana, relating to judges and clerks of elections, by amending sections 500, 502, 503 and 504." Referred to Committee on Privileges and Elections.

House Bill No. 362, by Scharnikow, "An Act to amend subdivision of section 2104 of chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana as amended by chapter 17 of the laws of the Sixteenth Legislative Assembly relating to the method of appointment of trustees of county high schools." Referred to Committee on Education.

House Bill No. 160, by Green of Flathead, "An Act appropriating money to pay the claim of the Kalispell Armory Association, a Montana corporation, or an indebtedness incurred by Montana National Guards for rent of armory building." Referred to Committee on Finance and Claims.

House Bill No. 193, by Silver, "An Act providing for the payment of equalized compensation to each soldier who served in the military or naval force of the United States during the war between the United States and the German empire and its allies between the sixth day of April, Nineteen Hundred and Eleven; authorizing the State of Montana to become indebted in the sum of four million five hundred thousand dollars (\$4,500,000.00) in excess of the Constitutional limit over and above any bonded indebtedness heretofore incurred or created and for which said State is now obligated; providing for the issuance and sale of bonds of and in the name of the State of Montana in the sum of four Million Five Hundred thousand (\$4,500,000.00) dollars to acquire funds for the payment of said equalized compensation, prescribing the form of such bond; providing for the creation of a fund to pay the principal and interest of said bonds by levying a sufficient annual tax to pay the principal and interest of said bonds by levying a sufficient annual tax to pay the principal and interest accruing thereon; making an appropriation; providing penalties; providing for the submission to the qualified electors of the State of Montana at the next general or special election the question of the issuance of such bonds and describing the form of ballots to be used and the duties of the State Board of Examiners relative to the issuance of such bonds and the duties of the secretary of the State of Montana relative to the submission of said question to the qualified electors of said State." Referred to Committee on Counties and Towns.

House Bill No. 97 by Faust, "An Act relating to irrigation districts; providing a comprehensive method and system for the creation, organization, government, management, control, operation, administration and dissolution of irrigation districts under the supervision of the Public Service Commission of Montana; defining and describing the powers, duties and authority of the Public Service Commission of Montana in connection with the creation, organization, government, management, control, operation, and the powers, duties and rights of such irrigation districts and their officers; authorizing and empowering such irrigation districts to construct, purchase, or otherwise acquire works, water, property and rights necessary for the irrigation of the lands within and comprising the districts; authorizing the incurring of indebtedness in connection with the purchase, construction or acquiring of such works, water, property and rights and the maintenance, management, control and operation thereof and the assessing and levying of special assessments and taxes on the lands within and comprising such districts for the purpose of raising funds to pay such indebtedness; providing that the provisions of this Act may extend and apply to irrigation districts."

before organized and existing or in process of organization under existing laws; and to repeal chapter 14 Acts of the Extraordinary Session Sixteenth Legislative Assembly." Referred to Committee on Irrigation.

Substitute for House Bill No. 148, by Hanson, "An Act to provide for the transfer to new counties of the records, maps, plats, and charts relating to land subdivision of old counties whose territory may be included in new counties, such records apply exclusively to territory included in such new counties, and using same the legal records of such new counties." Referred to Committee on New Counties.

House Bill No. 267, by MacDonald of Silver Bow, "An Act to amend section 2 of chapter 99 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana and sections 616, 619 and 625 of the Revised Codes of Montana, 1907, relating to elections and voting where voting machines are used." Referred to Committee on Privileges and Elections.

House Bill No. 333, by Faust, by request, "An Act relating to the establishment of irrigation districts and validating and legalizing irrigation districts heretofore established under the laws of the State of Montana." Referred to Committee on Irrigation and Water Rights.

House Bill No. 347, by Dodds and Gillette, "An Act to establish and maintain a State Stenographic Service Bureau, defining the duties thereof, and fixing the compensation of the employees thereof." Referred to Committee on Public Morals.

House Bill No. 337, by Scofield, "An Act to amend Section 12, Chapter 125 of the Montana Session Laws of 1911; increasing the charge for the maintenance of patients not to exceed one dollar (\$1.00) per day." Referred to Committee on Public Buildings.

House Bill No. 171, by Appropriations Committee, "An Act appropriating money for the maintenance of certain of the executive departments and the Judicial Department of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Finance and Claims.

Substitute for H. B. No. 116, by Committee on Revenue and Taxation, "An Act to provide for the taxation of the net proceeds of mines, and repealing Sections 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, and 2571 of the Revised Codes of Montana of 1907." Referred to Committee on Taxation.

House Bill No. 356, by Committee on Appropriations, by request, "An Act to prevent the charging of the State of Montana prices in excess of the market value for property sold or services rendered to it, and prescribing the form of verification and proof of claims against the State of Montana for property sold to the State, or for services rendered to the State, or for both property sold and services rendered to the State, and prohibiting the allowance of payment of such claims as without such proof and verification, and providing penalties for the violation of this Act." Referred to Committee on Finance and Claims.

House Bill No. 346, by Ogden, "An Act providing for the creation of Commissioner Districts within counties and the election of County Commissioners from such districts of the several counties of the State of Montana, and repealing all Acts and parts of Acts in conflict with the provisions of this Act." Referred to Committee on Judiciary.

House Bill No. 320, by Skulason, "An Act providing for the regulation of the sale of eggs; providing for the classification and labeling of eggs displayed for sale; providing penalties for the violation of the provisions of this Act." Referred to Committee on Sanitary Affairs.

House Bill No. 354, by Warren, "An Act suspending the operation of Chapter 124 of the Laws of the Fifteenth Legislative Assembly of 1917, entitled: 'An Act providing for the safe investment of the State permanent common school funds, and all other permanent State Educational, Charitable and Penal Institution funds in the securities herein designated; for the prompt collection of interest thereon; providing a method of procedure in making said investments to guard and protect such funds; and prescribing the duties and obligations of the various officers of the State in making said investments, and repealing all laws and parts of laws in conflict herewith,' and all Acts and parts of Acts amendatory thereof." Referred to Committee on Judiciary.

House Bill No. 365, by Chatfield, "An Act to provide for the issue and sale by the State Board of Examiners of bonds, secured by the State Capitol Public

Building Lands Grant from the Federal Government to the State of Montana, for the purpose of acquiring additional lands for future use as State Capitol Ground in the City of Helena, Montana." Referred to Committee on Public Building.

Substitute for H. B. No. 249, by Committee on Public Morals, Charities and Reforms, "An Act amending Section 14 of Chapter 122 of the Twelfth Legislative Assembly of the State of Montana, as amended by Chapter 52 of the Fourteenth Legislative Assembly of the State of Montana, as amended by Chapter 202 of the Sixteenth Legislative Assembly of the State of Montana, and Sections 22 and 26 of Chapter 122 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, relating to juvenile delinquents and to court procedure." Referred to Committee on Public Morals.

House Bill No. 151, by Black, "An Act to authorize irrigation districts issue refunding warrants and provide for a special tax or assessment on lands in the District." Referred to Committee on Irrigation.

House Bill No. 273, by Dowlin of Rosebud, "An Act to amend Section of Chapter 125 of the Session Laws of the Eleventh Legislative Assembly, entitled 'An Act to provide for the assessment of livestock, creating a migratory stock fund, and providing for the collection and distribution of taxes thereon.'" Referred to Committee on Stockgrowing.

House Bill No. 322, by Cavanaugh, "An Act to amend Section 3083 of the Revised Codes of the State of Montana of 1907, relating to publication of return by public administrators." Referred to Committee on Judiciary.

House Bill No. 137, by Geis, "An Act providing for the filing of sworn statement by any person, firm, association or corporation abandoning or ceasing to operate any well or wells in the State of Montana, drilled, bored, operated or possessed for the purpose of exploring for or producing oil or gas, setting out the location of such well or wells and the manner in which plugged; and providing for the punishment for violation of the provisions of this Act and the execution of false affidavits hereunder." Referred to Committee on Oils and Leases.

House Joint Memorial No. 16, by Hathaway, Memorial concerning House Bill No. 10925, known as the Shepherd-Towner Bill now pending Congressional action." Referred to Committee on Federal Relations.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 23, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Joint Committee on Apportionment and Representation reported Senate Bill No. 298, by Booth, "An Act providing that all school districts in the State of Montana, which have been heretofore or which may be hereafter divided by the creation of a new county under the provisions of Chapter 112, Laws of the Twelfth Legislative Assembly, or Chapter 133, Laws of the Thirteenth Legislative Assembly, or Chapter 139, Laws of the Fourteenth Legislative Assembly, or Chapter 226, Laws of the Sixteenth Legislative Assembly of the State of Montana, shall be joint school districts and subject to all the laws of the State of Montana relating to joint school districts," recommend that same do pass.

Committee on Sanitary Affairs, reported House Bill No. 139, by Committee on State Boards and Officers, "An Act to co-ordinate any activities of the State of Montana, in the interest of the health and welfare of children under the supervision of the State Board of Health and to that end to repeal Sections 166, 1664, 1665, 1666, and 1667 of the Revised Codes of Montana, 1907, and to repeal Chapter 36, Laws of Montana, Eleventh Session 1909, and to repeal Chapter 127, Laws of Montana, Twelfth Session 1911, and to repeal Chapter 102 of the Laws of Montana of the Thirteenth Session of 1913, and providing that action pending under such laws as are hereby repealed, shall not abate," recommend that same be concurred in.

Committee on Judiciary reported House Bill No. 120, by Sub-Committee on Appropriations Def. Claims, "An Act to authorize and direct the State Board of Examiners to execute a deed to the Selway-Gardiner Sheep Company, a corporation, conveying to said corporation the south half of the south half of Section

thirty-six, Township Six North, Range Ten West, Montana Meridian, legal title to which ground is now in the Montana State Tuberculosis Sanitarium; said deed to be executed and delivered in accordance with an agreement heretofore entered into between the State Board of Examiners and the Selway-Gardner Sheep Company," recommend that said bill be concurred in.

Committee on Joint Compensation reported Substitute House Bill No. 56, by Senate and House Committees on Workmen's Compensation, acting jointly, An Act to amend Sections 3(e), 16(f), 16(g), 16(i), 40(o), and 40(k) of Chapter 96 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana, as amended by the Sixteenth Legislative Assembly, known as the 'Workmen's Compensation Act', providing that when public corporations refuse to file pay-roll reports, the Industrial Accident Board shall be authorized to levy an assessment on such corporation, and providing a maximum allowance for funeral expense of not to exceed One Hundred Twenty-five Dollars (\$125.00), and providing a maximum medical and hospital allowance in an amount not exceeding one hundred (\$100.00) dollars, and providing for the elimination of the two weeks waiting period in cases where disability continues beyond six weeks when compensation shall be paid from date of injury, and providing for the payment of compensation for total loss of hearing in both ears for one hundred and twenty weeks and providing that the minimum assessment to be levied on employers operating under plan three (3) of the Act shall not be less than two and one half (\$2.50) dollars, and providing for the investment of the reserve or surplus in the Industrial Accident Fund and Industrial Reserve Fund," recommend that same do pass.

Committee on Mines and Mining reported House Bill No. 164, by Fairgrieve, An Act to amend Sections 15, 16, 19, 20, 21, 22, and 30, of Chapter 120 of the Session Laws of 1911, as amended by the Sixteenth Legislative Assembly, relating to the Examining Board for the purpose of examining applicants for coal mine inspector, coal mine foreman, and coal mine examiner, and repealing all Acts and parts of Acts in conflict herewith," recommend that same be concurred in.

Committee on Mines and Mining reported House Joint Memorial No. 14, Memorial to the Congress of the United States to enact such legislation as may be necessary to impose an import duty on chrome ore for the protection of producers of chrome ore within the United States," reported that owing to the fact that subject matter of this Memorial has been completely covered by a previous Memorial, that this Memorial No. 14, be not concurred in.

Committee on Workmen's Compensation reported House Joint Resolution No. 7, by Hunter, "A Joint Resolution requesting the State Industrial Accident Board to investigate the condition governing the employment of aged workmen in the State of Montana and to report to the Members of the Eighteenth Legislative Assembly its findings and conclusions with recommendations for or against old age insurance legislation," recommend that same be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 23, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File, respectfully report as follows:

S. B. No. 298 and recommend that same do pass.

Substitute for H. B. No. 27 and recommend that same be not concurred in.

The above report was adopted.

GIBSON, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 23, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File, respectfully report as follows:

H. B. No. 22 and recommend that same be amended as follows: By adding before the word "terms" in Section 1. the words "number, designation", and as amended recommend that same do pass.

Senate Substitute for H. B. No. 13 and recommend that same be amended as following: Amend Section 31 on page 21 of the printed bill to read as follows: "Sections 1949 to 1987 inclusive, of the Revised Codes of Montana of 1907, together with all Acts amendatory thereof; Chapter 87 of the Laws of 1909, Chapters 28 and 63 of the Laws of 1911, and Chapter 96 of the Laws of 1913; Sections 8 to 19 inclusive and Sections 27, 29, 44, 45 and 46 of Chapter 173 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917, and all Acts and parts of Acts in conflict herewith are hereby repealed."

Amend the title to the above bill by striking therefrom the following words at the end of said title: "And repeal all Acts and parts of Acts in conflict herewith," and insert in lieu thereof the following: "and repealing Sections 1949 to 1987 inclusive, of the Revised Codes of Montana of 1907, together with all Acts amendatory thereof; Chapter 87 of the Laws of 1909, Chapters 28 and 63 of the Laws of 1911, and Chapter 96 of the Laws of 1913; Sections 8 to 19 inclusive and Sections 27, 29, 44, 45 and 46 of Chapter 173 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917, and all Acts and parts of Acts in conflict herewith."

Amend Section 27 by adding to line 19 after the last word in said Section the words "provided that no game preserve that has existed for more than 10 years shall be changed by said commission."

Amend Section 28 by inserting in line 4 after the word "published" the words "in each county" and strike out the words "in and".

Amend Section 28 by striking out in line 4 the words "throughout the State" and as amended recommend that same be concurred in.

H. B. No. 185 and recommend that same be concurred in.

H. B. No. 68 and recommend that same be concurred in.

H. B. No. 223 and recommend that same be concurred in.

H. B. No. 211 and recommend that same be concurred in.

H. B. No. 186 and recommend that same be concurred in.

H. B. No. 209 and recommend that same be concurred in.

H. B. No. 176 and recommend that same be concurred in.

H. B. No. 174 and recommend that same be amended as follows: Amend Section 1 by striking out in lines 4, 5, 6 and 7 the words "without the parents or guardians appearing in person and signing a statement giving consent, and statement and signatures being in a book kept for that purpose and open to public inspection," and as amended recommend that same be concurred in.

The above report was adopted.

LONG, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 23, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Apportionment and Representation reported House Bill No. 8, by Dillavou, "An Act to provide for an apportionment of membership and representation of the several counties in Montana in the House of Representatives of the Legislative Assembly of Montana, and to fix the number of members thereof," recommend that same do not pass and Senators Jensen and Mains dissenting.

Upon motion, duly seconded and carried, House Bill No. 8 was re-referred to the Committee on Apportionment and Representation.

Committee on Finance and Claims reported House Bill No. 72, by Hathaway, "An Act to amend Section 7 of Chapter 87 of the Session Laws of the Fifteenth Legislative Assembly relating to the method for the assessment and collection of a license fee on express companies doing business in this State," recommend that same be concurred in.

Committee on Printing reported Senate Bill No. 298 and House Bill No. 299 correctly printed.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 23, 1921.

I am directed by the Senate to inform your Honorable Body that the Senate adjourned at 4 o'clock, P. M. to meet Thursday, February 24th, 1921, at 10 o'clock A. M.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

The following communications were read in the House:

To the Honorable Fred L. Gibson,

To the Honorable Joseph Brooks,

We, the undersigned, citizens of Park County, Montana, desire to protest against the passage of S. B. No. 296.

Signed by MISS M. L. MORRIS,

and 36 Other Signers.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Judiciary having had under consideration S. B. No. 233, entitled: "An Act to provide for a lien on growing crop and grain threshed therefrom for the purchase price assessment or money due for hail insurance for the protection of such crop for the current year," respectfully report as follows: That S. B. No. 233 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on State Boards and Officers having had under consideration S. B. No. 201, introduced by Gallwey. A Bill for an Act entitled: "An Act amending Section 444 of the Revised Codes of Montana of 1907, relating to the publication of reports of State Officers," respectfully report as follows: That S. B. No. 201 be amended as follows:

Strike out the following words: "All of said reports which are ordered printed, shall be published together in one volume," so that Section 1 will read as follows:

"Section 1. That Section 444 of the Revised Codes of 1907, be, and the same is hereby amended to read as follows: 'Section 444. No reports of State Officers, Boards, Commissions or Departments shall hereafter be printed or published until the same has been submitted to the State Board of Examiners, who shall, in their discretion authorize the printing and publishing thereof, and the State Board of Examiners shall specify the number of volumes which shall be issued,' and as so amended Bill is recommended for concurrence.

Report adopted.

DILLAVOU, Chairman.

Mr. Speaker: We, your Committee on Engrossment beg leave to report that S. B. No. 336, by Hunter, and H. B. No. 375, by Committee on Appropriations have this day been correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker: We, your Committee on State Boards and Officers having had under consideration S. B. No. 265, introduced by Booth, a Bill for an Act entitled: "An Act to amend Section 10 of Chapter 101 of the Laws of the Sixteenth Legislative Assembly of Montana of 1919, relating to the compensation of members of the Executive Board of the State Vocational School for Girls," respectfully report as follows: That S. B. No. 265 be reported back to the House with the recommendation that it be concurred in.

Report adopted.

DILLAVOU, Chairman.

Mr. Speaker: We, your Committee on State Boards and Officers having had under consideration S. B. No. 265, introduced by Booth, a Bill for an Act entitled: "An Act to amend Section 10 of Chapter 101 of the Laws of the Sixteenth Legislative Assembly of Montana of 1919, relating to the compensation of members of the Executive Board of the State Vocational School for Girls," respectfully report as follows: That S. B. No. 265 be reported back to the House with the recommendation that it be concurred in.

Report adopted.

DILLAVOU, Chairman.

Mr. Speaker: We, your Committee on State Boards and Officers having been under consideration Substitute for S. B. No. 109, introduced by Donlan, a Bill for an Act entitled: "An Act relating to motion picture films or reels, providing a system of examination, approval and regulation thereof, and of the banners, posters, and other like advertising matter used in connection therewith; creating the board of censors; and providing penalties for the violation of this Act," respectfully report as follows: That Substitute for S. B. No. 109 be reported back to the House with the recommendation that it be not concurred in.

Report adopted.

DILLAVOU, Chairman.

MOTIONS AND RESOLUTIONS.

Cooney moved that the vote by which the report on Substitute for S. B. No. 109, by Committee on State Boards and Officers be reconsidered.

Upon substitute motion, by Johnson of Deer Lodge, duly seconded and carried, the motion to reconsider was laid upon the table.

Upon motion of MacDonald of Flathead, duly seconded and carried, S. B. No. 193 was taken from Third Reading and re-referred to General Orders.

Upon motion of Gullidge, duly seconded and carried, S. B. No. 139 was taken from Third Reading and re-referred to General Orders.

Upon motion of Cooney, duly seconded and carried, H. B. No. 12 was taken from Third Reading and re-referred to General Orders.

THIRD READING OF SENATE BILLS.

S. B. No. 262, by Lewis, having been read three several times, history and title agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Crumbaker, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden, Mr. Speaker. Total; 84.

Noes: Rouleau, Stevens, Wallace. Total, 3.

Absent and not voting: Arnold, Berglin, Brooks, Chatfield, Covell, Dodds, Dowlin, Gillette, Haskell, Jones, King, Lakin, McDonald (Silver Bow), Penewell, Provinse, Ray, Roberts, Rodgers, Sickler, Silver, Warren. Total, 21.

S. J. Memorial No. 4, by Mains, having been read three several times, title and history agreed to, was concurred in by an aye and no vote.

Substitute S. B. No. 198, by Connelly, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Mineral), Buell, Cady, Carlson, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Parsons, Peden, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spratt, Stoner, Swift, Treloar, Wade, Wilcomb, Williams, Worden. Total, 78.

Noes: McQuarrie, O'Hara, Perrine, Skulason, Spencer, Troy, Wallace, Mr. Speaker. Total, 8.

Absent and not voting: Arnold, Austin, Beley, Brooks, Brown (Lewis and Clark), Cavanaugh, Charters, Cooney, Crumbaker, Dowlin (Rosebud), Fairgrieve, Haskell, Johnson (Fergus), Jones, King, Lakin, Ogden, Penewell, Rodgers, Sickler, Stevens, Warren. Total, 22.

H. B. No. 353, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Conser, Cooney, Covell, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Kenyon, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Scharnow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Spratt, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total, 84.

Noes: None.

Absent and not voting: Arnold, Boorman, Brooks, Buell, Cavanaugh, Charters, Chatfield, Crumbaker, Dodds, Dowlin (Rosebud), Gillette, Haskell, Johnson (Deer Lodge), Jones, Kemp, King, Lakin, Rodgers, Sickler, Skulason, Stevens, Worden, Swift, Warren. Total, 24.

H. B. No. 278, by Revenue and Taxation Committee, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Bell, Bergeson, Berglin, Blomquist, Brasier, Brockway, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Sandy, Scofield, Shoemaker (Lewis and Clark), Silver, Smith, Snell, Spencer, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total, 74.

Noes: Brown (Mineral), Hathaway, Rodgers, Scharnikow, Mr. Speaker. Total, 5.

Absent and not voting: Arnold, Beley, Black, Bohling, Boorman, Brooks, Buell, Charters, Chatfield, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Johnson, Haskell, Jones, King, MacDonald (Flathead), Penewell, Rhoads, Roberts, Rouleau, Sales, Shoemaker (Yellowstone), Sickler, Skulason, Spratt, Stevens, Worden, Warren. Total, 29.

H. B. No. 338, by Arnold, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Chatfield, Conser, Cooney, Dillavou, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kenyon, Lakin, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Stoner, Troy, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total, 73.

Noes: Anderson, Perrine, Skulason, Smith, Spencer, Spratt, Stevens, Treloar, Wade. Total, 9.

Absent and not voting: Arnold, Black, Boorman, Brooks, Buell, Cavanaugh, Charters, Covell, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Felton, Goodman, Haskell, Jones, Kemp, King, Knudsvig, MacDonald (Flathead), Penewell, Rodgers, Stevens, Sickler, Swift, Warren. Total, 26.

H. B. No. 359, by Committee on Appropriations, having been read three several times, history and title agreed to was passed in by the following vote:

Ayes: Allen, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Blomquist, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Chatfield, Conser, Cooney, Covell, Daily, Dowlin (Yellowstone),

lowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Perrine, Phelps, Province, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total, 85.

Noes: None.

Absent and not voting: Anderson, Austin, Brooks, Buell, Cavanaugh, Charters, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Geis, Haskell, Jones, King, McDonald (Flathead), Ogden, Penewell, Rodgers, Sales, Sickler, Skulason, Smith, Warren. Total, 23.

H. B. No. 358, by Committee on Appropriations, having been read the several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Conser, Cooney, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Phelps, Province, Reeves, Rickard, Rixon, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Silver, Smith, Spencer, Stoner, Treloar, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total, 70.

Noes: McQuarrie, O'Hara, Perrine, Riggs, Scharnikow, Skulason, Spratt, Worden, Hathaway. Total, 10.

Absent and not voting: Arnold, Black, Boorman, Brooks, Buell, Cavanaugh, Charters, Chatfield, Covell, Crumbaker, Dowlin (Rosebud), Felton, Haskell, Jones, King, MacDonald (Flathead), Penewell, Ray, Reid, Rhoads, Roberts, Rodgers, Rouleau, Shoemaker (Yellowstone), Sickler, Stevens, Swift, Warren. Total, 28.

H. B. No. 369, by Committee on Ways and Means, having been read the several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Bell, Bergeson, Black, Blomquist, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Lakin, Larson, McDonald (Silver Bow), McQuarrie, O'Hara, Perrine, Phelps, Province, Ray, Reeves, Reid, Rickard, Riggs, Sales, Sandy, Scofield, Silver, Skulason, Smith, Snell, Spencer, Spratt, Treloar, Wade, Wallace, Wilcomb, Worden. Total, 66.

Noes: Austin, Berglin, Brown (Mineral), Hathaway, Hills, Knudsvig, Northey, Ogden, Peden, Scharnikow, Spratt, Stoner, Troy, Mr. Speaker. Total, 14.

Absent and not voting: Anderson, Arnold, Beley, Boorman, Brooks, Buell, Chatfield, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Gullidge, Haskell, Jones, King, MacDonald (Flathead), Parsons, Penewell, Rhoads, Rixon, Roberts, Rodgers, Rouleau, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Stevens, Warren, Williams. Total, 28.

H. B. No. 11, by Bergeson, having been read three several times, history and title agreed to, was passed by the following vote:

Ayes: Anderson, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dunbar, Dunn, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Mr.

Ogden, O'Hara, Parsons, Phelps, Ray, Reeves, Reid, Rickard, Riggs, Roberts, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Worden, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Allen, Arnold, Beley, Bohling, Boorman, Brooks, Crumbaker, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Felton, Gullidge, Haskell, Jones, King, Peden, Penewell, Perrine, Provinse, Rhoads, Rixon, Rouleau, Shoemaker (Lewis & Clark), Sickler, Smith, Wallace, Warren, Williams. Total 30.

Upon motion by Bergeson, duly seconded and carried, H. B. No. 7 was taken for Third Reading and placed on General Orders.

Speaker pro tem in chair.

H. B. No. 366 by Committee on Revenue and Taxation, having been read several times, title and history agreed to, was passed by the following vote: Ayes: Allen, Anderson, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Rickard, Riggs, Roberts, Rodgers, Rouleau, Sandy, Scofield, Sickler, Silver, Skulason, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Worden. Total 80.

Noes: None.

Absent and not voting: Arnold, Beley, Bohling, Boorman, Brasier, Carlson, Chatfield, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Goodland, Haskell, Jones, King, Northey, Penewell, Reid, Rhoads, Rixon, Sales, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Stevens, Warren, Williams, Mr. Speaker. Total 28.

Substitute H. B. No. 117 by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Dillavou, Dodds, Dunbar, Dunn, English, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Lakin, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Rhoads, Rickard, Riggs, Rodgers, Sales, Sandy, Scharnikow, Scofield, Silver, Snell, Spencer, Spratt, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 80.

Noes: Allen. Total 1.

Absent and not voting: Beley, Bergeson, Chatfield, Crumbaker, Daily, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Faust, Gullidge, Haskell, Jones, Knudsvig, MacDonald (Flathead), Penewell, Reid, Rixon, Rouleau, Shoemaker (Yellowstone), Sickler, Skulason, Smith, Stevens, Warren, Mr. Speaker. Total 27.

H. B. No. 284, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunn, English, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Knudsvig, Lakin, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rickard, Riggs, Roberts, Rodgers, Rouleau, Sandy, Scharnikow, Scofield, Silver, Snell, Spencer, Spratt, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 80.

ard, Riggs, Roberts, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Ty, Wade, Wallace, Wilcomb, Williams, Worden. Total 73.

Noes: None.

Absent and not voting: Bergeson, Brasier, Brooks, Brown (Lewis and Clark), Buell, Chatfield, Crumbaker, Dowlin (Rosebud), Dunbar, Fairgrieve, Faust, Felton, Goodland, Gullidge, Haskell, Hunter, Jones, Kenyon, King, Larson, MacDonald (Flathead), O'Hara, Parsons, Penewell, Ray, Rhoads, Rixon, Rodgers, Rouleau, Shoemaker (Yellowstone), Sickler, Smith, Stevens, Warren, Mr. Speaker. Total 35.

H. B. No. 283, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Daily, Dodds, Dowlin (Yellowstone), Dunn, English, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 75.

Noes: None.

Absent and not voting: Allen, Bergeson, Brasier, Brooks, Charters, Coll, Crumbaker, Dillavou, Dowlin (Rosebud), Dunbar, Fairgrieve, Faust, Gullidge, Haskell, Haynes, Jones, Kenyon, King, MacDonald (Flathead), O'Hara, Parsons, Penewell, Ray, Rhoads, Rodgers, Rouleau, Sickler, Skulason, Smith, Snell, Stevens, Warren, Mr. Speaker. Total 33.

H. B. No. 368, by Kenyon, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Beley, Bell, Berglin, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Day, Dillavou, Dodds, Dowlin (Yellowstone), Dunn, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Goodland, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reid, Rickard, Riggs, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Snell, Stoner, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total 82.

Noes: Northey and Stevens. Total 2.

Absent and not voting: Allen, Austin, Bergeson, Charters, Covell, Crumbaker, Dowlin (Rosebud), Dunbar, English, Gullidge, Haskell, Jones, King, MacDonald (Flathead), O'Hara, Penewell, Reeves, Rhoads, Rixon, Sickler, Silver, Smith, Warren, Mr. Speaker. Total 24.

H. B. No. 375, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Buell, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brockway, Boorman, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, Parsons, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Spratt, Stoner, Swift, Treloar, Ty, Wade, Wallace, Wilcomb, Williams, Worden. Total 79.

Noes: None.

Absent and not voting: Allen, Brasier, Brooks, Charters, Chatfield, Crum-
mer, Dowlin (Rosebud), English, Faust, Goodland, Gullidge, Haskell, Hath-
ey, Jones, King, MacDonald (Flathead), McQuarrie, O'Hara, Peden, Penewell,
ads. Rouleau, Sales, Sickler, Silver, Snell, Stevens, Warren, Mr. Speaker.
al 29.

H. B. No. 336, by Hunter, having been read three several times, history and
agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist,
ling, Boorman, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell,
y, Carlson, Cavanaugh, Chatfield, Covell, Daily, Dillavou, Dodds, Dunbar,
n, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flat-
l, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), John-
(Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson,
Donald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden,
sons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard,
gs, Rixon, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoe-
er (Yellowstone), Sickler, Snell, Spencer, Spratt, Stoner, Swift, Treloar,
v, Wade, Wallace, Wilcomb, Williams, Worden. Total 79.

Noes: None.

Absent and not voting: Allen, Bergeson, Brasier, Brooks, Charters, Conser,
ney, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), English, Fair-
ve, Goodland, Gullidge, Haskell, Jones, King, O'Hara, Penewell, Roberts,
gers, Rouleau, Sales, Silver, Skulason, Smith, Stevens, Warren, Mr. Speaker.
al 29.

Upon motion by Cooney, duly seconded and carried, the House recessed until
3 P. M.

AFTERNOON SESSION.

Speaker pro tem in chair.

House resumed.

The Speaker pro tem gave notice and signed in open session the following
S. B. No. 298 by Booth.

House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

1. Speaker:

We, your Committee on Townships and Counties, having had under consid-
er S. B. No. 115, by Kirton, a bill for an Act entitled: "An Act defining
boundaries of the several counties of the State of Montana, enumerating the
city seats thereof and repealing all acts and parts of acts in conflict her-
v, respectfully report as follows:

That S. B. No. 115 be amended by striking out in line 26 of the section de-
fing the boundaries of Sweet Grass county, the word "northwest," and insert-
in lieu thereof the word "northeast" and when so amended the bill be con-
ed in.

HUNTER, Chairman.

Report adopted.

2. Speaker:

We, your Committee on State Institutions, Public Buildings and Grounds,
ng had under consideration S. B. No. 272, introduced by Hazelbaker, a bill
in act entitled: "An Act to amend Section 107 of Chapter 76 of the Laws of
t Thirteenth Legislative Assembly of Montana of 1913, relating to local exec-
u boards for state institutions," respectfully report as follows:

That S. B. No. 272 be concurred in.

REEVES, Chairman.

3. Speaker:

We, your Committee on Federal Relations, having had under consideration
Resolution No. 8 by Stevens, relative to the memorializing and petitioning
President of the United States and Congress to establish by proper legisla-
a bureau or department of publicity, respectfully report as follows: That
the Joint Resolution No. 8 do not pass.

Report adopted.

KNUDSVIG, Chairman.

Mr. Speaker:

We, your Committee on Appropriation, to whom was referred H. B. No. 211, introduced by McQuarrie, a Bill for an Act entitled: "An Act to provide for the designing and manufacturing of automobile license plates or other identification marks on motor vehicles as provided by law in the State of Montana, by the prisoners confined in the State Penitentiary, etc.," beg to report same back to the House with the recommendation that it do not pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, the majority of your Committee on Revenue and Taxation, having 11 under consideration H. B. No. 161, a Bill for an Act entitled: "An Act providing for the assessment, levying, collecting and paying of a tax on incomes," respectfully report as follows: That H. B. No. 161 do not pass.

COONEY, Chairman.

Mr. Speaker:

We, the minority of your Committee on Revenue and Taxation, having 11 under consideration H. B. No. 161 entitled: "An Act providing for the assessment, levying, collecting and paying of a tax on incomes," respectfully report as follows:

That H. B. No. 161 be amended as follows, to-wit: Strike out the words "rates, to-wit" in line 3 of section 4 (printed bill), and all of lines 4 to 5 inclusive of section 4 (printed bill), and insert in lieu thereof the following: "rate to-wit: On all taxable incomes at the rate of one per centum (1%)" and that as amended the same do pass.

SHOEMAKER, of Yellowstone, Chairman.

Cooney moved the adoption of the majority report.

As a substitute motion, Shoemaker moved that the minority report be adopted, which was duly seconded and carried by the following roll call:

Ayes: Anderson, Austin, Beley, Bell, Bergeson, Black, Bohling, Boorn, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carls, Cavanaugh, Chatfield, Conser, Crumbaker, Dillayou, Dodds, Dowlin (Yellowstone), Dunbar, Fairgrieve, Gillette, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Silver Bow), Kemp, Keny, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Parsons, Ped. Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rix, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Stoner, Swift, Williams. Total, 63.

Noes: Allen, Arnold, Berglin, Blomquist, Brasier, Brooks, Cooney, Cow, Daily, Dunn, English, Faust, Felton, Geis, Goodland, Goodman, Gullidge, Johnson (Deer Lodge), Johnson (Fergus), Jones, McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Provinse, Roberts, Rodgers, Rouleau, Scharnikow, Spence, Spratt, Stevens, Treloar, Troy, Wade, Wallace, Worden. Total, 37.

Absent and not voting: Charters, Dowlin (Rosebud), Haskell, King, Siler, Warren, Wilcomb, Mr. Speaker. Total, 8.

Mr. Speaker:

We, your Committee on Appropriation, to whom was referred H. B. No. 383, introduced by Committee on Appropriations, by request, a Bill for an Act entitled: "An Act authorizing and directing the Governor to appoint a commission of three proper and suitable persons to investigate and report to the next Legislative Assembly (1923) on a suitable location for the establishment of a branch of the State Insane Asylum and making an appropriation for the expenses of such commission," beg to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriation, to whom was referred H. B. No. 381, introduced by Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money for the return of the inheritance of George F. I."

th, which was escheated to the State under the mistake that no heir existed," to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriation, to whom was referred H. B. No. introduced by Committee on Petroleum, Oil and Gas, a Bill for an Act entitled: "An Act to conserve the oil and gas resources of the State of Montana," beg to report same back to the House with the recommendation that it be re-referred to the Committee on Oil and Gas for amendment.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriation, to whom was referred H. B. No. introduced by the Committee on Appropriations, a Bill for an Act entitled: "An Act to appropriate the sum of \$234.21 to reimburse Peter Oren for light and damages in connection with a trench machine shipped to Deer ge Montana, in pursuance of an agreement with the warden of the Montana State Prison," beg to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriation, to whom was referred H. B. No. introduced by Committee on Appropriations, a bill for an Act entitled: "An appropriating money for the incidental expenses, including printing of pro-lings, Senate and House Journals and Session Laws of the Seventeenth islative Assembly of the State of Montana," beg to report same back to the use with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. introduced by Committee on Appropriations, a Bill for an Act entitled: Act appropriating the sum of \$1277.00 to F. W. Somers, contractor, in ment of construction work performed in connection with the State Orns' Homes during the years 1917 and 1918," beg to report same back to House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Agriculture, having had under consideration S. B. 246, by Leuthold, entitled: "An Act to amend section 1306 of the Revised es of Montana of 1907, as amended by chapter 8 of the Session Laws of 9, relating to Farmers' Institute," respectfully report as follows: That S. No. 246 be amended by inserting in section 1, line 7, after the word "Agriculture" the words "Labor and Industry," and as so amended that the Bill be carried in.

CONSER, Chairman.

Report adopted.

Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 380, 154 beg leave to report that the same have this date been returned from printer correctly printed.

BLOMQUIST Chairman.

Report adopted.

Speaker:

We, your Committee on Judiciary, having had under consideration Substitute for S. B. No. 42, entitled: "An Act amending section 5808 of

the Revised Codes of Montana of 1907, relating to liens," respectfully report follows: That H. Substitute for S. B. No. 42 be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Substitute for S. B. No. 199, introduced by Stewart of Deer Lodge, entitled "An Act amending sections 7670 and 7673 of the Revised Codes of Montana 1907, relating to proceedings to determine heirship on the settlement of estates," respectfully report as follows: That substitute for S. B. No. 199 concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration S. B. No. 292 being: "An Act amending section 2513 of the Revised Codes of Montana of 1907, relating to tax statements," respectfully report as follows: That S. B. No. 292 be not concurred in.

COONEY, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 286, entitled: "An Act fixing the amount of officers of State and County Officers," respectfully report as follows:

That S. B. No. 286 be amended as follows: Amend the amendment the Senate Committee of the Whole to read as follows: Amend section by striking out in line 5 of the printed bill the figures 1000 and inserting in lieu thereof the figures \$25,000,000. And when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Agriculture, having had under consideration S. B. No. 263, by Hazelbaker, entitled: "An Act to provide for the poisoning, killing, catching, and exterminating of insect pests; providing for the appointment of persons and purchase of materials therefor; providing for the payment of the expense and authorizing the levy of a tax therefor; and defining the term 'insect pest.'" Respectfully report as follows: That S. B. No. 263 be amended by striking out in section 1, line 4, the word "Etymologist" and inserting in lieu thereof the word "Entomologist;" also by striking out in section 5, line 3, the words "Grain crops and hay crops" and inserting in lieu thereof the words "grain, hay and horticultural crops," and as so amended that the bill be concurred in.

CONSER, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Agriculture, having had under consideration Substitute for S. B. Nos. 238 and 245, by Leuthold and White, entitled: "An Act creating, fixing and establishing a standard grade for certain species of hay sold or offered for sale within the State of Montana; providing that it shall be unlawful to sell or offer for sale within the State of Montana any species of hay so standardized unless such species of hay meets the requirements of the Act; providing a penalty therefor; and repealing all acts or parts of acts in conflict herewith," respectfully report as follows: That Substitute for S. B. Nos. 238 and 245 be amended as follows: Amend sub-division 3-A, line 1, by inserting after the word "Agriculture" the words "Labor and Industry" also by adding after the word "follows" in section 1, line 5, the words "provided, however, that if the Federal grades on hay are established in conflict with any of the following grades, then the Federal grade shall govern and become the Montana standard grade;" and as so amended that the bill be concurred in.

CONSER, Chairman.

Report adopted.

r. Speaker:

We, your Committee on Judiciary, having had under consideration B. No. 296, entitled: "An Act to amend sub-division II of section 508 of after 76 of the Laws of the Thirteenth Legislative Assembly, as amended by ction 13 of chapter 196 of the Laws of the Sixteenth Legislative Assembly Montana," respectfully report as follows: That S. B. No. 296 be amended follows: Strike out in line 11 of section 1 of the printed bill the words or neglect." Add after the word "same" in line 12 the following: "provided the parents or guardians of such children request such attention." And then so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

r. Speaker:

We, your Committee on Judiciary, having had under consideration B. No. 155, entitled: "An Act to provide for the form, preparation and termination of budgets for the expenditure of county funds," respectfully report as follows:

That S. B. No. 155 be amended as follows: Amend section 1 by inserting after the word "agencies" in line 4 of said section the words "including the boards of county commissioners."

Amend section 2 by inserting in line 3 after the words "county officers" the words "including boards of county commissioners."

Amend section 2 by inserting in line 5, between the words "the" and "county" the words "clerk of the board of."

Amend section 2 by striking out in line 6 the word "possible" and inserting in lieu thereof the word "necessary."

Amend section 2 by adding after the word "agencies" in line 7 the words "including expenditures for general, contingent, road, bridge, and poor funds."

Amend section 3 by striking out the word "possible" in line 3 and inserting in lieu thereof the word "necessary."

Amend section 3 by inserting in line 4 of the printed bill after the word "officers" the words "including county commissioners."

Strike out the word "them" in line 4 of section 3 and insert in lieu thereof the words "the clerk of said board."

Strike out the word "disprove" in line 6 of section 3 and insert in lieu thereof the word "disapprove."

Amend section 4 by striking out in line 2 thereof the word "them" and inserting the words "the clerk of said board."

Amend section 4 by striking out in line 3 the word "disprove" and inserting the word "disapprove."

Amend section 4 by inserting in line 6 after the word "agencies" the words "including the board of county commissioners."

Amend section 5 by inserting in line 1, after the word "agencies" the words "including the board of county commissioners."

Strike out the words "who have had" in line 1; all of line 2, and the words "a budget or application for expenditures" in line 3.

Amend section 6 by adding after the word "records" the words "that no warrants shall be drawn for expenditures except those provided for in said budget and when so amended the bill be concurred in."

O'HARA, Chairman.

Report adopted.

February 24, 1921.

Ir. Speaker:

We, your Committee on Revenue and Taxation, to whom was referred House Bill No. 32, entitled: "A Bill for an Act to amend chapter 79, Acts of the Fifteenth Legislative Assembly, entitled: 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method of collecting such license fee, and repealing section 2773 of the Revised Codes of the State of Montana of 1907, as amended by the Act approved March 1, 1911, entitled: 'An Act to amend section 2775 of the Revised Codes of the State of Montana

of 1907 and sections 2774 and 2777 of the Revised Codes of Montana of 1911 as amended by chapter 69 and 208 of the Acts of the Sixteenth Legislative Assembly," having had the same under consideration respectfully report as follows: That said bill be amended as follows:

1. Amend section 2, line 8, by striking out the words "both residents and non-residents" and inserting in lieu thereof the words "residents."

2. Amend section 4, sub-division 3, by inserting after the word "properties" in line 2 the words "and business."

3. Amend section 4, sub-division 3, by striking out of lines 4 and 5 the words "preferred stock" and inserting in lieu thereof the words "gross income."

4. Amend section 4, sub-division 3, by striking out all that portion of lines 5 to 11, inclusive, which reads as follows: "In cases where share of capital stock, units or shares or interests in the property of the corporation are issued without par value or nominal value the amount of paid up capital stock within the meaning of this section, as represented by such shares, will be the amount of cash or its equivalent paid or transferred to the corporation as a consideration for such shares, units or interests."

5. Amend section 5, sub-division 1, by changing the period at the end of such sub-division to a semi-colon, and then adding to such sub-division the following: "and including rentals or other payments required to be made as a condition to the continued use or possession of property to which the corporation has not taken title, or in which it has no equity."

6. Amend section 5, sub-division 5 by adding at the end of line 4 the following: "and of policy holders of insurance policies upon property located in the State of Montana, and the sums paid or credited within the year on all policy and annuity contracts held by residents of the State of Montana."

7. Amend section 7 by inserting before the figure "3" in line 2 the word "section."

8. Amend section 7 by striking from lines 5 and 6 the words "Montana Tax Commission" and inserting in lieu thereof the words "State Board of Equalization or Montana Tax Commission if such commission is created."

9. Wherever the words "Montana Tax Commission," "State Tax Commission," "Tax Commission," or "Commission" are used strike the same out and insert in lieu thereof the words "State Board of Equalization or Montana Tax Commission if one is created."

10. Amend section 10 by striking out from lines 7 to 11 inclusive, the following: "and may examine all books, records, papers and documents of such corporation, upon giving five days written notice thereof to the officer or officers of the corporation having the possession or custody of the same" and inserting in lieu thereof the following: "Upon giving five days notice in writing to the officer, officers, agents or employes of the corporation, and may examine all books, records, papers and documents of such corporation." And that also amended, recommend that the bill do pass.

COONEY, Chairman.

Report adopted.

Upon motion by Brasier, the action of the House on S. B. No. 229, as reconsidered and S. B. No. 229 was re-referred to Committee on Privileges and Elections.

Upon motion by O'Hara, duly seconded and carried, the secretary of the Senate was requested to return S. B. 229 to House.

Mr. Speaker:

I have every reason to believe that we have in our midst a member of this Assembly who we believe is not a suitable person to mingle with this August body. This member used his influence to defeat the barber bill and we have reason to believe that he was paid by some barber on yesterday. The proof of this is in the fact that this member appears with not only a hair but with trimmed whiskers.

T. J. TROY.

Upon motion by Scharnikow, duly seconded and carried, the above communication was referred to Committee on Public Morals, Charities and Reforms.

Upon motion by McQuarrie, duly seconded and carried, the House now
 reved itself into a Committee of the Whole for consideration of General
 Orders, all bills to be read by title and section number only, and open to amend-
 ments, excepting upon demand of any one member that they be read at length.

GENERAL ORDERS.

Dunbar in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Speaker:

We, your Committee of the Whole, having had under consideration business
 General Orders, beg leave to report as follows: That

Sub. S. B. No. 117 that Committee amendment be printed and placed on
 of members and the bill then be placed at head of calendar for General
 Orders with amendment to Committee amendment adopted. Amend section 1
 by striking out in line 10 of printed bill the word "five" and inserting in lieu
 of the word "six."

H. B. No. 12 be placed on General Orders as special order of business at
 2 P. M. Friday.

H. B. No. 373 do pass.

H. B. No. 374 do pass.

H. B. No. 372 do pass.

B. B. No. 7 do pass with the following amendments: Amend section 1 by
 striking out in lines 7 and 8 of printed bill the words "and railroad property."

Amend H. B. No. 7 by striking out in line 5, section 1, the word "or" after
 the words "may designate" and insert in lieu thereof the word "of."

Amend section 6 by striking out in line 16 of page 4 of the engrossed bill
 the words beginning "provided, however," and ending "beyond the limits of the
 State of Montana," in line 29.

H. B. No. 172 do pass.

H. B. No. 380 do pass.

Sub. H. B. No. 154 do pass.

DUNBAR, Chairman.

Report adopted.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Speaker:

We, your Committee on Printing, to whom was referred House Bill No.
 27 beg leave to report that the same have this date been returned from the
 printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Speaker:

We, your Committee on Agriculture, having had under consideration S. B.
 No. 205, beg leave to report as follows: That S. B. No. 205 be amended as
 follows:

Amend the title, line 3, by adding the word "agriculture" after the words
 "for and Industry."

Amend section 2, line 2, by inserting after the word "agriculture" the words
 "for and Industry, hereinafter referred to as the Commissioner of Agricul-
 ture" also lines 3 and 4 by striking out the words "at the pleasure of the Gov-
 ernment" and inserting in lieu thereof the words "for a term of four years or."

Amend section 9, line 3, and wherever thereafter the words "Division of
 Farming" occur, by adding after the word "farming" the words "and dairying."

Amend section 12, line 15, by striking out the words "or bee products" and
 inserting after the word "supplies" the word "or;" also by inserting in line 18,
 after the word "present" the words "no person shall sell or offer for sale any
 bees, comb, or used bee keeping apparatus within a quarantined district
 without a permit from the commissioner of agriculture. No bees, comb, or used

bee keeping apparatus shall be shipped into the State without a certificate issued by an official state inspector showing said colony of bees, comb, or bee keeping apparatus to have been inspected and found to be free from foul brood. Such permit, or a copy of such certificate shall be affixed to the outside of every such package, box, crate or bundle, and same shall be refused for shipment into the State of Montana unless such permit or certificate is affixed thereto." by inserting in line 19, after the word "owners" the words "or of not less than three resident bee-keepers."

Amend section 22, line 3, by striking out the word "persons" and inserting in lieu thereof the word "inspectors."

Amend section 42, line 2, by striking out the word "entomologist" and inserting in lieu thereof the word "specialist."

Amend section 46, line 2, by inserting after the word "shall" the word "receive"; also in line 4 after the word "grafts" the word "fruits".

Amend section 53, line 5, by adding after the word "expended" the words "plus an additional charge of twenty-five per cent of the amount so expended;" also line 7, after the word "Commissioner" the words "plus an additional charge of twenty-five per cent of the amount so expended;" also line 10, after the word "expended" the words "plus an additional charge of twenty-five per cent of the amount so expended;" also line 12, by striking out the words "the amount" and inserting in lieu thereof the words "the total amount."

Amend section 66 by adding thereto the following "Provided, however, that nothing in this Act shall be construed as preventing the establishment and maintenance by the State Board of Examiners of Contingent Revolving Accounts in the divisions of Grain Standards and Marketing, of Horticulture and of Lumber and publicity, transferring in trust to the business offices of such divisions such sums of money as may appear necessary to be used by said divisions for the payment of demands, requiring immediate cash payment in connection with Grain Grading and Inspection, Orchard Spraying and fruit and nursery stock inspection and in conducting the State Fair, under specific regulations to be established by said board of examiners. But each and every division granted a contingent revolving account shall report to the state board of examiners, monthly all transactions involving such contingent revolving accounts, with proper vouchers for every payment made therefrom. The state board of examiners may cancel such authorizations and recall such funds at pleasure;" and as so amended be concurred in.

CONSER, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Public Health and Sanitary Affairs, having had under consideration S. B. No. 216, a Bill for an Act entitled: "An Act providing for the recording of permits granted to physicians who desire to use, obtain, purchase non-beverage alcohol for medicinal purposes, to provide for the recording of permits granted to persons for the sale of non-beverage alcohol for medicinal purposes; permitting the use of said permits after the recording thereof, providing for the recording thereof and the fee to be charged therefor and providing the manner of the cancellation of said recording, and expressly providing that the Act shall not amend or repeal chapter 175 of chapter 143 of the Laws of the Fifteenth Legislative Assembly," respectfully report as follows: That S. B. No. 216 be amended as follows:

In line 2 of title strike out the word "physician" and insert the word "persons," in line 3 of the title strike out the word "or" before the word "purchase" and insert the words "or sell." In line 3 after the word "medicinal" insert the words "scientific or manufacturing." In line 5, before the word "purposes" insert the words "scientific or manufacturing." In line 2, after the word "Assent" add the following: "except so far as the same shall apply to the introduction, sale and use of non-beverage alcohol for medicinal, scientific or manufacturing purposes, as in this act provided."

Strike out sections 1 and 2 of original bill.

Section 3 of said bill be amended as follows, to-wit: In line one thereof strike out the figure "3" after the word "section" and insert the figure "1" in

hereof. In line 1. of said section, strike out the word "physician" and the word "person." In line 2 of said section, strike out the word "or" before the word "obtain" and after the word "obtain" add the words "or sell." In line 2 of said section after the word "medicinal" insert the words "scientific or manufacturing." In line 10 of said section, strike out the word "or" after the word "purchase," and after the word "obtain" insert the words "or sell such." In line 10 of said section after the word "medicinal" insert the words "scientific or manufacturing."

Amend section 4, of the original bill, by striking out the figure "4" after the word "section" in the first line and inserting in lieu thereof the figure "2" and have section 2 read as follows:

"Section 2. In lieu of section 4 to read as follows: Every person to whom has been issued a permit as described in section 1 of this Act shall record such permit or a certified copy thereof with the secretary of State and it shall thereafter be lawful for said person to use, purchase, obtain or sell such non-beverage alcohol for medicinal, scientific or manufacturing purposes only, as authorized by such permit and it shall thereupon be lawful for such person to use, purchase, obtain or sell such non-beverage alcohol for medicinal, scientific or manufacturing purposes only, as authorized in such permit."

Amend section 5 by striking out in the first line of said section the figure "4" and inserting in lieu thereof the figure "3." Amend section 5 by striking

in line 1, the word "physician" and inserting in lieu thereof the word "person." Amend section 5 by striking out in line 2 the number "3" and inserting in lieu thereof the number "1" after the word "section." Amend section 5 by striking out the figure "4" in line 3 after the word "section" and inserting in lieu thereof the figure "2." Amend section 5 by striking out in line 6 of said section the word "physician" and inserting in lieu thereof the word "person." Amend section 5, line 6, by striking out the word "or" occurring after the word "purchase" and insert after the word "obtain" the words "or sell such." In line 7, of said section, after the word "medicinal" insert the words "scientific or manufacturing." In line 8 after the word "to" insert the words "use, purchase, or." In line 8, after the word "sell" add the word "such." In line 9, after the word "medicinal" insert the words "scientific or manufacturing."

Amend section 6 by striking out the figure "6" in line 1, after the word "ion" and insert the figure "4" in lieu thereof.

Amend section 7, by striking out in line 1, the figure "7" after the word "ion" and insert the figure "5" in lieu thereof.

Amend section 8, by striking out in line 1 the figure "8" after the word "ion" and insert the figure "6" in lieu thereof. Amend section 8 by striking out in line 2 the words "physicians or."

Amend section 9 by striking out in line 1 the figure "9" after the word "ion" and inserting the figure "7" in lieu thereof. Amend section 9 by striking out in line 2 the words "in equity." Amend section 9 by striking out the words "physician or" and inserting the word "any" in lieu thereof.

Amend section 10 by striking out in line one the figure "10" after the word "ion" and inserting the figure "8" in lieu thereof. Amend section 10 by adding in line 7 after the word "assembly" the following: "except so far as the same shall apply to the introduction, use and sale of non-beverage alcohol for medicinal, scientific or manufacturing purposes, as in this Act provided."

Amend section 11, by striking out in line 1 the figure "11" after the word "ion" and insert the figure "9" in lieu thereof.

Amend section 12 by striking out in line 1 the figure "12" after the word "ion" and insert the figure "10" in lieu thereof. And that as amended the bill be referred to Judiciary Committee.

RHOADS, Chairman.

Upon motion of Johnson, of Deer Lodge, duly seconded and carried, the House now adjourned until 9:30 A. M. Thursday, February 25th, 1921.

Attest: FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FIFTY-FOURTH DAY

House of Representatives, Helena, Montana, Feb. 25, 1921

House met at 9:30 o'clock A. M. pursuant to adjournment.

Mr. Speaker in chair.

Prayer by Chaplain.

Roll called and all present except: Sickler, Warren and Haskell excus.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for fifty-third Legislative Day, and have found the same to be correct.

JOHNSON, of Silver Bow, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion, duly seconded and carried, were considered as having been read at length.

February 25, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that on motion of Senator Pauline, duly seconded and carried, the Senate requests the return of House Bill No. 277 for further consideration.

On motion of Senator Donlan, duly seconded and carried, the Senate requests the return of House Bill No. 220 for further consideration.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 25, 1921.

Mr. Speaker:

Pursuant to your request of the 24th inst., Senate Bill No. 229 is herewith returned to the House for further consideration.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 25, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 276, by O'Hara, House Bill No. 346, by Ogden, House Bill No. 296, by Committee on Revenue and Taxation, were reported unfavorably from Committee, the reports adopted and the same are herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 24, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were read third time and concurred in as amended, title agreed to and the same herewith transmitted to the House for concurrence in Senate amendments: House Bills No. 22 and 174.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 24, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees, to whom was referred House Bills No. 136, 220 and 269, reported same with the recommendation that they be not concurred in, which report was adopted, and the bills are herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 24, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that Standing Committee reported as follows:

Committee on Sanitary Affairs reported House Bill No. 320, by Skulason, Act providing for the regulation of the sale of eggs; providing for the classification and labeling of eggs displayed for sale; providing penalties for the violation of the provisions of this Act," reported same without recommendation. The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 24, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that communication was received from the Governor, advising that he had approved following Senate measures: S. B. No. 100, S. J. R. No. 3 and S. J. R. No. 8.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 24, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that Committee of the Whole, to whom was referred Business on General File respectfully reported as follows: H. B. No. 22 and recommend that same be added as follows:

"Section 7. The Legislative Assembly, may, by general or special law, provide any plan, kind, manner or form of municipal government for counties, or cities and cities and towns, or cities and towns, and whenever deemed necessary or advisable, may abolish city or town government and units, consolidate or merge cities and towns and county under one municipal government, and any alterations in this constitution notwithstanding, may designate the name, fix and prescribe the number, designate, terms, qualifications, method of appointment, election or removal, of the officers thereof, may fix the fees and compensation of the officers thereof, define their duties and fix penalties for the violation thereof and fix and define boundaries of the territory so governed, and may provide for the discontinuance of such form of government when deemed advisable, provided, however, that no form of government permitted in this section shall be created or discontinued until after it is submitted to the qualified electors in the territory affected and by them approved," and as amended recommend that same be added.

H. B. No. 167 and recommend that same be concurred in.

H. B. No. 139 and recommend that same be not concurred in.

McKAY, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 24, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that Standing Committees reported as follows:

Committee on Enrolled Bills reported Senate Bill No. 298 correctly enrolled.

Committee on Finance and Claims reported House Bill No. 120, by Macalld, "An Act amending sections 2692 and 2714 of the Revised Codes of Montana and providing a poll tax on males not the heads of families to be paid into Widows' Pension Fund," recommend that section 1, in line 9, be amended by adding after the word "male" the following words "and female" and that the bill be amended by adding after the word "male" add "female" and as amended bill be concurred in.

Also House Bill No. 282, by Committee on Appropriations, "An Act regulating the form, style and manner of computation of State Printing," recommend that same be concurred in.

Also House Bill No. 275, by Committee on Appropriations, "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana Irrigation Commission for the year ending February 28, 1921," recommend that same be concurred in.

Also House Bill No. 272, by Committee on Appropriations, "An Act appropriating money for the payment for deficiency claims for public printing for the State of Montana for the year ending February 8, 1921," recommend that same be concurred in.

Also House Bill No. 280, by McDonald, "An Act to amend chapter 86 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, prohibiting gambling games, and providing for the playing of certain games for amusement and pastime, and the use in places of business of trade stimulators upon the payment of a license to the State of Montana; and providing a penalty for the violation thereof," recommend that the same be concurred in.

Also House Bill No. 253, by Committee on Appropriations, "An Act to amend Section 2 of Chapter 86 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, providing for the appointment of a State Accountant, and defining his duties; providing additional qualifications for the State Accountant, and repealing all acts and parts of acts in conflict with this Act," recommend that same be amended by striking out Section 2, numbering Section 3 of the original Section 2; numbering Section 4 of the original, Section 3, and as amended the bill be concurred in.

Also House Bill No. 160, "An Act appropriating money to pay the claim of the Kalispell Armory Association, a Montana corporation, for an indebtedness incurred by Montana National Guards for rent of Armory building," recommend that same be concurred in.

Also House Bill No. 105, by Dillavou, "An Act to appropriate money for the operating and hospital expenses of indigent crippled children of the State of Montana; creating the Montana Orthopedic Commission, providing for the appointment of members thereof; prescribing their powers and duties, fixing the term of office, and repealing all acts and parts of acts in conflict herewith," recommend that same be concurred in.

Also House Bill No. 277, by Brooks, "An Act appropriating money for the payment of the traveling expenses necessarily incurred of persons actually attending as delegates to the National Republican, Democratic and Progressive Conventions for the year 1916, and the traveling expenses necessarily incurred of persons actually attending as delegates to the National Republican and Democratic Conventions for the year 1920, and providing the method of presenting claims and the payment thereof," recommend that same be not concurred in.

Also House Bill No. 108, by Committee on Appropriations, "An Act to amend Section 189 of the Revised Codes of 1907, relating to the bond of the State Treasurer," recommend that same be concurred in.

Also House Bill No. 355 by Committee on Appropriations, "An Act relating to the payment of license fees to the State Treasurer under protest, and providing the time within which suit shall be commenced for the recovery of the same," recommend that same be concurred in.

Also House Bill No. 252, by Committee on Appropriations, "An Act to appropriate money for the payment of printing and binding the reports and opinions of the Attorney General for the year beginning December 1, 1918, and ending November 30, 1920," recommend that the same be concurred in.

Committee on Stockgrowing and Grazing reported House Bill No. 228, "An Act regulating the artificial marking and branding of livestock, the recording and re-recording of such marks and brands, the fees to be charged for such recording and re-recording, and penalties for failure to comply with the provisions of this Act; and repealing Chapter 27 of the Laws of Montana, Title 17."

Session, 1911, and Section 1791 of the Revised Codes of Montana, 1907," recommending that same be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

February 24, 1921.

I am directed by the Senate to inform your Honorable Body that the Standard Committees reported as follows:

Committee on Public Morals reported Sub. for H. B. No. 249, by Committee on Public Morals, Charities and Reforms, "An Act amending Section 14 of Chapter 22 of the Twelfth Legislative Assembly of the State of Montana as amended by Chapter 52 of the Fourteenth Legislative Assembly of the State of Montana as amended by Chapter 202 of the Sixteenth Legislative Assembly of the State of Montana and Sections 22 and 26 of Chapter 122 of the Session Laws of the Twelfth Legislative Assembly of the State of Montana, relating to Juvenile Delinquents and court procedure," and recommend that same be concurred in.

Committee on Revenue and Taxation reported House Bill No. 125, "An Act relating all persons, firms, associations, joint stock companies, syndicates and corporations engaging in or carrying on the business in this State of selling line and distillate in this State, to pay to the State Treasurer, certain license fees for engaging in and carrying on such business in this State; fixing the amount of such license fees; providing a method for the assessment, collection and disposition thereof; and prescribing penalties for the violation of this Act," and recommend that said bill be amended as follows:

1. Amend Section 12 by striking out all that portion thereof reading as follows: "a special fund to be known as "Gasoline License Tax Fund." and inserting in lieu thereof the following: "The general fund of the State of Montana."

2. Strike out all of Sections 13 and 14 and renumber sections 15, 16 and 17 so that the same will appear as Sections 13, 14 and 15 respectively, and as so amended recommend that the same be concurred in.

Committee on Sanitary Affairs reported House Bill No. 136, by Committee on State Boards and Officers, "An Act to empower the Child Welfare Division of the State Board of Health to inspect maternity hospitals, child placing institutions, and homes and institutions in the business of caring for orphan and delinquent children, and to enforce the laws of the State pertaining to children." and recommend that same be not concurred in.

Committee on Counties and Towns reported House Bill No. 220, by Riggs, "An Act to amend Section 1 of Chapter 23 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, relating to the power of cities and towns to provide Band Concerts for entertainment purposes," and recommend that same be not concurred in.

Committee on Counties and Towns reported House Bill No. 104, by Committee on Affairs of Cities, "An Act to amend Sections 3306 and 3308 of the Revised Codes of Montana of 1907, relating to the department of police of cities and towns," recommend that the same be concurred in.

Also House Bill No. 289, by Committee on Affairs of Cities, "An Act regulating the time within which an act for the restoration to office by any person having been wrongfully or illegally removed or excluded from office, and also relating the time within which an action shall be begun to recover salary or emoluments of such office," and recommend that the same be concurred in.

Committee on Railways and Transportation reported House Bill No. 158, by Donald, "An Act requiring railways and railroad companies to reimburse employees for property losses sustained by moving terminals or division points," and recommend that it be concurred in.

Also Substitute for House Bill No. 166, by Committee on Railways and Transportation, "An Act to amend Section 4349 of the Revised Codes of Montana, 1907, relating to the rate per mile for the transportation of passengers on roads operating in the State of Montana," and recommend that the same be concurred in.

Also House Bill No. 269, by Faust, "An Act to amend Section 4377 of the Revised Codes of Montana, 1907, providing for the power of the Board of Railroad Commissioners to alter classifications or rates of and concerning railroads, providing for a public hearing and publication of notice thereof before there shall be any increase or raise in the rate of charge for transportation of freight with in the State of Montana, and providing for a hearing on complaint," recommended that it be not concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Mr. Speaker:

February 24, 1921

I am directed by the Senate to inform your Honorable Body that a communication was received from the Governor advising the Senate that he had this day approved Senate Bill No. 86, "An Act relating to the codification and general revision of the laws of Montana."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Mr. Speaker:

February 24, 1921

I am directed by the Senate to inform your Honorable Body that the committee of the Whole, to whom was referred business on General File, respectfully report as follows:

H. B. No. 210 and recommend that same be concurred in.

Sub. for H. B. No. 56 and recommend that same be placed on General File for tomorrow.

H. B. No. 164 and recommend that same be concurred in.

H. J. R. No. 7 and recommend that same be concurred in.

H. B. No. 72 and recommend that same be amended as follows:

Amend Section 7 by striking out in line 7 the word "fee" and inserting in lieu thereof the word "tax," and the Secretary be instructed to amend the title by inserting the word "tax," in lieu of the word "fee," and as amended recommend that same be concurred in.

Sub. for H. B. No. 13 and recommend that same be placed on General File for tomorrow.

KIRTON, Chairman

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

February 24, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Oils and Leases reported House Bill No. 143, by Geis and Roberts, "An Act providing for the disposition and use of moneys derived from bonuses, royalties, and rentals paid into the treasury of the United States on account of permits or leases granted by the United States as provided by the act of congress, of February 25, 1920, (public No. 146) and paid by the secretary of the treasury of the United States to the State of Montana," and recommended that same be concurred in.

Also House Bill No. 37, by Geis, "An Act providing for the filing of foreign statements by any person, firm, association, or corporation abandoning or ceasing to operate any well or wells in the State of Montana, drilled, bored, operated, or possessed for the purpose of exploring for or producing oil or gas, setting out the location of such well or wells and the manner in which plugged; and providing for the punishment for violation of the provisions of this Act and the execution of false affidavits hereunder," recommend that same be concurred in.

Committee on Agriculture, reported H. B. No. 317, "An Act to amend sections 4 and 12 of chapter 169 of the Session Laws of the Fifteenth Legislature of the State of Montana, entitled: 'An Act to create a State Board of Hail Insurance, defining the duties and powers of said board and public officers in connection therewith, etc.," and recommend that the same be concurred in.

Committee on Agriculture reported H. B. No. 341, by Committee on Agriculture, "An Act for the collection of statistics for the department of agriculture and industry in relation to farm products and agricultural resources repealing sections 2100 and 2102 of the Revised Codes of 1907," and recommended that same be concurred in.

Also House Bill No. 222, "An Act to designate and provide for the destruction and eradication of Canada thistles, quack grass, and the appointment by city commissioners and city councils of a Weed Commissioner, etc.," recommended that same be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 24, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session, the following bills: Senate Bill No. 298, Sub. for H. B. No. 50 and H. B. No. 140.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 24, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Booth, duly seconded and carried, H. B. No. 22 was read at the head of the general file for today.

On motion of Senator Hazelbaker, duly seconded and carried, Substitute for H. B. No. 9 was placed on General File for tomorrow.

On motion of Senator Paul, duly seconded and carried, Substitute for H. B. No. 27 was recalled from the House.

Upon motion of Senator Harmon, duly seconded and carried, Senate Substitute for H. B. No. 13 was taken from Third Reading and placed on General File.

Upon motion of Senator Leuthold, duly seconded and carried, the Senate considered the vote by which the report of the Committee on Sanitary Affairs on House Bill No. 320 was adopted.

Upon motion of Senator Leuthold, duly seconded and carried, H. B. No. 32 was referred to the Committee on Agriculture.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 24, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that at 10 o'clock P. M. the Senate adjourned to meet Friday, February 25th, 1921, at 9:00 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 24, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bills were read third time and concurred in, title agreed to and the same are herewith returned to the House: House Bills No. 176, 209, 211, 186, 188, 185 and 167.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 24, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims, to whom was referred H. B. No. 277, recommending that said bill be not concurred in, which report was adopted and the bill is herewith returned to the House.

That the Committee of the Whole, to whom was referred H. B. No. 133, recommended that said bill be not concurred in, which report was adopted and the bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 24, 1902.

Mr. Speaker:

Will you kindly return to the Senate House Joint Memorial No. 14 for consideration of the Senate, and oblige.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 24, 1902.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that on motion of Senator Cone, duly seconded and carried, House Bill No. 9 was ordered returned to the House with the request that same be engrossed for the reason that the amendments being in such loose form the Committee can not consider the bill.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read at length in the House:
February 25, 1902.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures: Substitute for H. B. No. 50, regulating the custody of the moneys and securities of the State. H. B. No. 140, relating to the attachment and levy of execution upon personal property.

JOS. M. DIXON, Governor.

THIRD READING OF SENATE BILLS.

S. B. No. 294 by Leuthold, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Beley, Bell, Bergeson, Black, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Covey, Covell, Dillavou, Dunbar, Dunn, English, Fairgrieve, Faust, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hill, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Nordmark, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Province, Reeves, Reid, Riggs, Rixon, Rouleau, Scofield, Shoemaker (Lewis and Clark), Shook, (Yellowstone), Silver, Snell, Spencer, Spratt, Treloar, Troy, Wilcomb, Worden, Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Allen, Arnold, Austin, Berglin, Blomquist, Brasier, Brooks, Brown (Mineral), Charters, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Felton, Geis, Gillette, Haskell, King, MacDonald (Flathead), McQuarrie, Perrine, Ray, Rhoads, Roberts, Rodgers, Sandy, Scharnikow, Sickler, Skulason, Smith, Stevens, Stoner, Swift, Wallace, Warren. Total 39.

Upon motion by Gullidge, duly seconded and carried, S. B. No. 22 was taken from Third Reading and placed on General Orders.

S. B. No. 225 by Harmon, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Carlson, Cavanaugh, Cooney, Daily, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Province, Reid, Riggs, Rixon, Rouleau, Scofield, Shoemaker (Lewis and Clark), Shook, (Yellowstone), Silver, Snell, Spencer, Spratt, Treloar, Troy, Wilcomb, Worden, Mr. Speaker. Total 69.

es, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Snell, Spencer, Spratt, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden. Total 77.

Noes: Arnold, Cady, Green (Dawson), Northey, Mr. Speaker. Total 5.

Absent and not voting: Anderson, Bohling, Brooks, Brown (Mineral), Buell, Charters, Chatfield, Covell, Crumbaker, Dillavou, Dodds, Haskell, Johnson (Silver Bow), Jones, King, MacDonald (Flathead), McQuarrie, Rhoads, Rouleau, Swift, Shoemaker (Yellowstone), Sickler, Silver, Stevens, Wallace, Warren. Total 26.

S. B. No. 177, by Anderson, having been read three several times, title and body agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Beley, Bell, Bergeson, Black, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Cooney, Covell, Daily, Dillavou, Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Goodman, Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Provinse, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Swift, Stevens, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden, Mr. Speaker. Total 76.

Noes: Green (Dawson). Total 1.

Absent and not voting: Arnold, Austin, Berglin, Blomquist, Bohling, Brasier, Brooks, Brown (Mineral), Charters, Chatfield, Conser, Crumbaker, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Gillette, Goodland, Gullidge, Haskell, Johnson (Fergus), King, Perrine, Phelps, Ray, Rhoads, Rodgers, Sandy, Sickler, Swift, Wallace, Warren. Total 31.

S. B. No. 210, by Burlingame, having been read three several times, title and body agreed to, was concurred in by the following vote:

Ayes: Allen, Beley, Bell, Bergeson, Berglin, Black, Boorman, Brown (Lewis and Clark), Cady, Carlson, Cooney, Daily, Dunn, English, Geis, Goodman, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Penewell, Perrine, Phelps, Reeves, Reid, Rickard, Riggs, Rouleau, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Sickler, Smith, Snell, Spratt, Stevens, Stoner, Treloar, Troy, Wilcomb, Worden, Mr. Speaker. Total 48.

Noes: Anderson, Brockway, Cavanaugh, Dillavou, Dowlin (Rosebud), Dunn, Fairgrieve, Felton, Gillette, Goodland, Green (Dawson), Gullidge, Hathaway, Haynes, Hills, Jones, Kenyon, Knudsvig, Lakin, Larson, Northey, Parsons, Peden, Provinse, Ray, Rixon, Sales, Shoemaker (Yellowstone), Silver, Skulason, Spencer, Swift, Wade, Williams. Total 34.

Absent and not voting: Arnold, Austin, Blomquist, Bohling, Brasier, Brooks, Brown (Mineral), Buell, Charters, Chatfield, Conser, Covell, Crumbaker, Dodds, Dowlin (Yellowstone), Faust, Green (Flathead), Hanson, Haskell, King, Rhoads, Roberts, Rodgers, Sandy, Wallace, Warren. Total 26.

S. B. No. 227, by Burlingame, having been read three several times, title and body agreed to, was concurred in by the following vote:

Ayes: Allen, Arnold, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Conser, Cooney, Daily, Dillavou, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Worden, Mr. Speaker. Total 77.

Noes: Wilcomb. Total, 1.

Absent and not voting: Anderson, Austin, Blomquist, Brasier, Brooks, Brown, Buell, Charters, Chatfield, Covell, Crumbaker, Dodds, Dowlin (Yellowstone), Green (Dawson), Gullidge, Hanson, Haskell, Johnson (Deer Lodge), King, Northey, Peden, Provinse, Rhoads, Rodgers, Sandy, Sickler, Stevens, Wallace, Warren, Williams. Total 30.

Senate Bill No. 159 by Griffin, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Carlson, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Geis, Gillette, Goodman, Gullidge, Hanson, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Roberts, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Treloar, Troy, Wilcomb, Williams, Worden, Mr. Speaker. Total 70.

Noes: Arnold, Cooney, Dowlin (Rosebud), Felton, Green (Dawson), Green (Flathead), Hathaway, Hunter, Penewell, Swift. Total 10.

Absent and not voting: Austin, Blomquist, Brooks, Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Chatfield, Conser, Covell, Crumbaker, Dodds, Goodland, Haskell, Jones, MacDonald (Flathead), Rhoads, Rixon, Rodgers, Rouleau, Sandy, Sickler, Skulason, Wade, Wallace, Warren. Total 28.

S. B. No. 244 by Hazelbaker, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Conser, Cooney, Daily, Dowlin (Rosebud), Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Roberts, Rodgers, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Williams, Worden, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Allen, Anderson, Bohling, Brown (Mineral), Charters, Chatfield, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Haskell, Hills, Johnson (Fergus), Johnson (Silver Bow), Jones, King, MacDonald (Flathead), Rhoads, Rixon, Rouleau, Sandy, Sickler, Smith, Wallace, Warren, Wilcomb. Total 28.

S. B. No. 258, by Booth, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Buell, Carlson, Cavanaugh, Conser, Cooney, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Riggs, Roberts, Rodgers, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Smith, Skulason, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Wade, Wilcomb, Williams, Mr. Speaker. Total 81.

Noes: Rickard, Troy. Total 2.

Absent and not voting: Bergeson, Bohling, Brooks, Brown (Mineral), Cady, Charters, Chatfield, Covell, Crumbaker, Dillavou, Faust, Gullidge, Haskell, Haynes, Peden, Provinse, Rhoads, Rixon, Rouleau, Sandy, Shoemaker (Yellowstone), Sickler, Wallace, Warren, Worden. Total 25.

S. B. No. 168, by Kirton, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Brasier, Brockway, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavannah, Daily, Dodds, Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Rickard, Rodgers, Riggs, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Treloar, Troy, Wade, Wilcomb, Worden, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Bergeson, Bohling, Boorman, Brooks, Brown (Mineral), Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Dillavou, Dowlin (Rosebud), Dunbar, Geis, Green (Dawson), Haskell, Johnson (Fergus), Johnson (Silver Bow), King, Northey, Provinse, Rhoads, Rixon, Roberts, Rouleau, Sandy, Shoemaker (Yellowstone), Sickler, Wallace, Warren, Williams. Total 32.

S. B. No. 183 by Coburn, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Blomquist, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Carlson, Cady, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Hills, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Rickard, Riggs, Roberts, Scharnikow, Scofield, Silver, Smith, Spencer, Spratt, Stevens, Stoner, Treloar, Troy, Wade, Wilcomb, Williams, Worden. Total 68.

Noes: Black, Cady, Conser, Felton, Haynes, Hunter, Penewell, Reid, Rouleau, Sales, Shoemaker (Lewis and Clark), Snell, Mr. Speaker. Total 13.

Absent and not voting: Bergeson, Boorman, Brown (Mineral), Cavannah, Charters, Chatfield, Covell, Crumbaker, Dowlin (Rosebud), Faust, Geis, Gullidge, Haskell, Johnson (Silver Bow), King, Northey, Ray, Rhoads, Rixon, Rodgers, Sandy, Shoemaker (Yellowstone), Sickler, Skulason, Swift, Wallace, Warren. Total 27.

THIRD READING OF HOUSE BILLS.

H. B. No. 172, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavannah, Chatfield, Conser, Cooney, Cady, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Goodland, Green (Dawson), Green (Flathead), Gullidge, Johnson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden, Mr. Speaker. Total 83.

Noes: Hathaway, O'Hara, Scharnikow. Total 3.

Absent and not voting: Allen, Charters, Covell, Crumbaker, Dunn, Felton, Gillette, Goodman, Haskell, Johnson (Silver Bow), King, Northey, Rhoads, Rodgers, Rouleau, Sandy, Sickler, Smith, Wade, Wallace, Warren. Total 22.

H. B. No. 7 by Bergeson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavannah, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Goodland, Green (Dawson), Green (Flathead), Gullidge, Johnson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden, Mr. Speaker. Total 83.

lowstone), Dunbar, Dunn, English, Fairgrieve, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shomaker (Yellowstone), Silver, Smith, Snell, Spencer, Spratt, Stevens, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden, Mr. Speaker. Total 83.

Noes: Blomquist. Total 1.

Absent and not voting: Brown (Mineral), Charters, Chatfield, Cooney, Conbaker, Dowlin (Rosebud), Faust, Felton, Geis, Green (Dawson), Hanson, Haskell, Johnson (Silver Bow), Jones, King, Northey, Phelps, Rhoads, Roberts, Rodgers, Sickler, Skulason, Wallace, Warren. Total 24.

Senate amendments to H. B. No. 22 by Cavanaugh, having been read three several times, title and history agreed to, were concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cavanaugh, Cooney, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rickard, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Smith, Snell, Spencer, Spratt, Stevens, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden, Mr. Speaker. Total 22.

Noes: None.

Absent and not voting: Austin, Buell, Cady, Carlson, Charters, Chatfield, Conser, Covell, Crumbaker, Dodds, Geis, Goodland, Haskell, Johnson (Fergus), Johnson (Silver Bow), King, McQuarrie, Northey, Ray, Rhoads, Riggs, Shoemaker (Yellowstone), Sickler, Skulason, Wallace, Warren. Total 26.

The Senate amendments to H. B. No. 174 by Haynes, were concurred in by an aye and no vote.

Hathaway moved that the action taken by House whereby the Senate amendments to H. B. No. 174 were concurred in, be reconsidered.

Upon motion by Brown of Mineral, duly seconded and carried, the aye motion was laid upon the table.

Upon motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on State Lands, having had under consideration S. B. No. 270, entitled: "An Act amending section 69 of chapter 147 of the Laws of the Eleventh Legislative Assembly, relating to improvements on leased state lands," respectfully report as follows: That S. B. No. 270 be concurred in.

RODGERS, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on State Lands, having had under consideration S. B. No. 271, entitled: "An Act amending section 44 of Chapter 147 of the Laws of the Eleventh Legislative Assembly, relating to improvements on leased state lands," respectfully report as follows: That S. B. No. 271 be concurred in.

RODGERS, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on State Lands, having had under consideration S. B. No. 166, entitled: "An Act providing for the appointment of a State Forester and fixing his salary and amending section 9 of chapter 147, Laws of the Eleventh

lislative Assembly of the State of Montana, the same being an act relating the management and control of state lands," respectfully report as follows: at S. B. No. 166 be concurred in.

RODGERS, Chairman.

Report adopted.

Upon motion by Dillavou, duly seconded and carried, the House now reed itself into a Committee of the Whole for the consideration of General Ors, all bills to be read by title and section number only and open to amend- it, except upon demand of any one member that they be read at length.

GENERAL ORDERS.

Brown, of Mineral, in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Speaker:

We, your Committee of the Whole, having had under consideration business General Orders, respectfully report as follows:

That H. B. No. 161 referred to Appropriation Committee with amendment pted in committee of the Whole, in section 27, striking out the figures \$2000.00 ine 4 and inserting in lieu thereof the words \$3,000.00.

S. B. No. 193 be concurred in as amended: Amend section 2-a by striking in line 6 the amendment inserting the words "attorney general," and in- ing in lieu thereof the words "the Governor of the State of Montana."

S. B. No. 139 be concurred in as amended: Amend section 1 by inserting r the words "or which may be hereafter issued" and before the words "in t mortgages on good" the words "in bonds of irrigation districts within the te of Montana."

S. B. No. 115 be concurred in.

S. B. No. 233 be concurred in as amended. Amend section 1 by striking out ine 6 the word "first."

S. B. No. 201 be concurred in as amended. Amend section 1 by striking out ine 5 of printed bill, the words "in their discretion" and in line 6 of printed the words "all of said reports which are ordered printed shall be," and in- ing in lieu thereof the words: "either in separate volumes or published to- er in one volume."

S. B. No. 265 the enacting clause be stricken out.

Sub. S. B. No. 97 referred to Printing Committee for printing and made spe- order of business for Saturday at 2:30 P. M.

S. J. R. No. 7 be concurred in.

S. J. M. No. 3 be concurred in.

S. B. No. 272, the enacting clause be stricken therefrom.

S. B. No. 296 be concurred in.

S. B. No. 246 be concurred in.

Sub. S. B. No. 199 be concurred in.

Sub. for S. B. No. 238 and 245 be concurred in.

BROWN, of Mineral, Chairman.

Report adopted.

On motion House reverted to Order of Business No. 7.

MESSAGES FROM GOVERNOR AND SENATE.

The following message was received from the Governor and read in the se:

Speaker, House of Representatives, Helena, Montana.

I am returning herewith Substitute for House Bill No. 75, "An Act pro- ing for the appointment of special agents, prescribing and defining their powers duties, and providing for their compensation and creating a fund for the ment of compensation and expenses of such special agents." without my ap- al and with my objections thereto.

I do so with reluctance, inasmuch as the bill gives additional power to the rney General for the better enforcement of the laws against the illegal traf- n intoxicating liquors. With that purpose I am in full sympathy.

In my message to you at the beginning of the Legislative Session, I urged such action at your hands. The bill in question covers not only the matter of illegal traffic in intoxicating liquors, but the whole moral and criminal code. Not only can special agents without limit be employed, but, "Any other person" persons may be authorized and employed to "make investigations for the purpose of procuring evidence of violations of all laws." Under its provisions, not only "special agents" but "any other person" is given authority to serve warrants of arrest, to make search and seizure, and "shall have the same power and authority as possessed by sheriffs and other peace officers."

These plenary powers may be given to any person without bond or oath of office.

Under the provisions, a system of espionage can be established that could rival the stories of the Spanish Inquisition itself. Surely no such far-reaching powers were ever included in legislative action.

Substitute for House Bill No. 54, dealing with the matter of the suppression of illicit traffic in liquor, has passed your body and is now ready for action in the Senate. As a matter of legislative action, I would point out that a modified form of substitute for House Bill No. 75 can be attached to Substitute for House Bill No. 54 as additional sections of that bill.

The same forces that gave majority to Substitute for House Bill No. 75 both House and Senate can easily, if they so desire, take immediate action.

It has been pointed out that Substitute for House Bill No. 75 does not comply with the provisions of section 23 of article V of the Constitution, which provides that but one subject shall be clearly expressed in the title of the bill.

I doubt if the title of the bill, which refers only to "special agents" gives any intimation of the powers given to appoint any number of "persons" with the full powers and authorities of sheriffs and all other peace officers, who are empowered to act without bond or even being required to take the constitutional oath required for all "officers" entrusted with such far-reaching powers and responsibility.

I doubt whether it is ever wise, politic or moral, to do the unwise and dangerous thing in order to accomplish a good purpose. The old doctrine, once taught, that the end justifies the means, restated in modern vernacular in the defense of doubtful methods of procedure, that it is justifiable to "fight the devil with his own fire," certainly is not a safe policy to be pursued in writing statutory laws.

Holding these views, I have no other course open to me than that of returning the bill without my approval.

JOS. M. DIXON, Governor.

Helena, Montana, February 25, 1921.

Rodgers moved that the bill be passed over the Governor's veto, seconded. The motion was lost by the following roll call:

Ayes: Brooks, Rodgers. Total 2.

Noes: Anderson, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dodd, Dowlin (Rosebud), Dowlin (Yellowstone), English, Fairgrieve, Faust, Felte, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total 92.

Absent and not voting: Allen, Arnold, Carlson, Charters, Chatfield, Crumbaker, Dunbar, Dunn, Haskell, Phelps, Rhoads, Sickler, Snell, Warren. Total 17.

S. B. No. 229, having this day been recalled by the House from the Senate and referred to the Committee on Privileges and Elections.

On motion, House reverted to Order of Business No. 5.

PRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 387, by Committee on Appropriations. A bill for an act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana Vocational School for girls for the year ending January 28, 1921." Referred to Committee on Appropriations.

H. B. No. 388, by Committee on Appropriations. A bill for an act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana School for Deaf and Blind for the year ending January 28, 1921." Referred to Committee on Appropriations.

H. B. No. 389, by Riggs, a bill for an Act entitled: "An Act requiring every person, firm, association, joint stock company and corporation engaged in or carrying on the business of producing or manufacturing sugar, in this State to pay to the State Treasurer for engaging in and carrying on such business, a certain license fees for the exclusive use and benefit of the State of Montana: fixing the amount of such license fees, prescribing a method for the assessment and collection thereof, and prescribing penalties for violations of the provisions of this Act." Referred to Committee on Revenue and Taxation.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, House adjourned until 2:30 P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in chair.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following bills were introduced, read first and second times, and referred to Committees as follows:

Speaker:

We, your Committee on Engrossment, beg leave to report the following: B. correctly engrossed, H. B. No. 380, by Committee on Ways and Means; H. B. No. 372, by Stevens; H. B. No. 374 by Committee on Appropriations; and H. B. No. 373 by Committee on Appropriations.

Report adopted.

AUSTIN, Chairman.

Speaker:

We, your Committee on Enrollment, respectfully report as follows:

That H. B. No. 140, Sub. H. B. No. 50, have been delivered to Governor's office for his approval.

Report adopted.

BLACK, Chairman.

Speaker:

We, your Committee on Townships and Counties, having had under consideration S. B. No. 278, a bill for an Act entitled: "An Act establishing and defining the boundary lines between Sweet Grass County and Golden Valley County, State of Montana," respectfully report as follows: That S. B. No. 278 be concurred in.

WALLACE, Chairman.

Report adopted.

Speaker:

We, your Committee on Revenue and Taxation, having had under consideration S. B. No. 173, being "An Act to amend Chapter 51 of the Sixteenth Legislative Assembly of 1919, entitled 'An Act providing for the classification of taxable property in this State for the purpose of taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereon,'" respectfully report as follows: That S. B. No. 173 be not concurred in.

Report adopted.

COONEY, Chairman.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration S. B. No. 253 by Haley, "An Act to provide for the classification of lands in the State of Montana for assessment and taxation purposes, and to authorize the board of county commissioners to cause such classification to be made and to provide for a tax levy to pay for the cost thereof, and to provide for the payment of indebtedness hitherto incurred by counties acting under the provisions of Chapter 89 of the Laws of the Sixteenth Session of the Legislative Assembly of the State of Montana, and to repeal Chapter 89 of the Laws of the Sixteenth Legislative Assembly of the State of Montana." respectfully report as follows: That S. B. No. 253 be concurred in.

Report adopted.

COONEY, Chairman

February 25th, 1921

Reports from Standing Committees were this day read, and upon motion adopted as follows:

Committee on Revenue and Taxation reported H. B. No. 376 back with the recommendation that it be amended as follows:

Amend title of bill by striking therefrom the words and figures in line 6 commencing with the word "and" as follows: "and repealing Section 2531 of the Revised Codes of Montana of 1907," and inserting in lieu thereof the following: "prescribing the duties of the county assessor relative to the collection thereof and providing penalties and forfeiture for violations under this Act."

Amend Section 3, page 2, line 16, by striking therefrom the words and figures "2532 of the Revised Codes of Montana of 1907." and inserting in lieu thereof "4 of this Act."

That the words and figures "Section 4. Section 2531 of the Revised Codes of 1907 is hereby repealed," in lines 29 and 30, on page 2, be stricken therefrom.

That there be added thereto seven new sections to be numbered respectively Sections 4, 5, 6, 7, 8, 9, 10 as follows:

"Section 4. It shall be the duty of every person bringing livestock into any county in this State as hereinbefore provided, to set out in a certificate under the hand of such person, or his agent, the number of livestock with the brands if any, upon the same, and file the said certificate with the county clerk of the county in which said livestock shall be first brought.

"Section 5. It shall be the duty of the county clerk, upon such certificate being filed as aforesaid, to keep an index of the same in his office for the inspection of all persons, and within ten days after the filing of the same to certify a copy of said certificates under his hand to the assessor of the county. It shall be the duty of the county assessor to immediately enter an abstract of said certificate upon the tax list for the current year. If such certificate is filed with assessor prior to the annual levy of taxes by the board of county commissioners, such assessor shall enter said assessment upon the assessment rolls, unless such rolls have already been completed, in which event he shall make any supplemental report including all assessment of this character. If such assessment is made after the annual levy has been made, the said Assessor shall transmit said copy to the county treasurer of the county, who shall immediately enter an abstract of such certificate upon the tax list for the said year, and shall proceed to collect the sum of money due and payable, from the person so keeping and herding said livestock, or his agent, and in the event that it is necessary for the said treasurer to collect the taxes due upon such livestock by distress and sale of said livestock and all necessary expenses and costs accruing from such sale shall be deducted in the same manner as is now provided by law for the collection of taxes assessed upon personal property, without any further warrant to him for that purpose.

"Section 6. Any person named in Section 4 of this Act, or his agent who shall bring livestock into this state, prior to the levy of the regular tax by the board of county commissioners of the county into which the said livestock are brought, shall be required by the assessor of the county wherein the said livestock may be kept and herded to pay the sum of forty cents on each and every head of cattle and ten cents on each and every head of sheep, or any other livestock, brought into such county as aforesaid; provided, however, that the said

ment of forty cents per head on cattle, and ten cents per head on sheep, or other livestock shall at the end of such year be returned to the said person giving the same, upon a showing that he has paid the regular tax in that county that year, upon all of said property the same as other persons have paid on like property permanently located in this State; or such portion of said rebate shall be returned as may exceed the amount of regular county taxes for the said year; provided, that such rebate shall be paid in a county warrant or certificate of indebtedness, issued by order of the board of county commissioners of said county; and provided, further, that any person so bringing any livestock into any county of this State from any other state or territory, in the manner hereinbefore provided, in lieu of the payment of the said forty cents on each and every head of cattle, and ten cents per head on each and every head of sheep or other livestock, may execute a bond to said county, with two or more sureties, to be approved by the county treasurer, conditional that such person will regularly list the said livestock for taxation in such county for that year, in the manner provided by law, and will punctually pay all taxes which may become due thereon during that year, and in such case the said charge of forty cents per head upon cattle and ten cents per head upon sheep and other livestock shall not be collected.

"Section 7. Any person named in Section 4 of this Act, or his agent, who shall bring any livestock into this State, and shall keep and herd the same in any county of the State without first filing his certificate, and without paying the amount of money in Section 6 of this Act, shall be fined in a sum of not less than ten dollars nor more than one hundred dollars and shall further forfeit and pay the sum of fifty cents for each and every head thereof, for the use of said county, which said forfeit shall be collected by a civil action in the name of the county in which the said livestock are, or were, so kept and herded.

"Section 8. It shall be the duty of the county commissioners of the county in which such livestock shall be kept and herded without having first complied with the provisions of this Act, upon receiving satisfactory information of such fact to institute such civil action in the name of the county, against the person keeping or herding such livestock, or his agent. If the owner of such livestock be not known to such commissioners it shall be lawful to make the agent of such person, or other person having the care and custody of such livestock the defendant in such action, and service of the summons upon such agent, or person having the care and custody of such livestock, shall be considered and held to be personal service upon the owner thereof.

"Section 9. If any person having the care and custody of such livestock shall, pending an action instituted as provided in the last section, drive or move said livestock out of the county with intent to move the same out of the State, with intent to evade the payment of the forfeiture hereinbefore named, upon affidavit to that effect being made and filed in an action brought to recover said forfeiture or tax herein provided, writs of attachment may issue as in civil actions and the proceedings therein shall be as in other cases, except that no undertaking on attachment shall be required; and in addition thereto, any person driving or moving such livestock shall be punished by a fine of not less than a dollars nor more than one hundred dollars, and by imprisonment in the county jail for not exceeding six months, for each and every offense.

"Section 10. Any county officer or member of the board of county commissioners or board of equalization, who shall fail to perform the duties prescribed in this Act, shall be guilty of a misdemeanor, and shall be punished by a fine of not less than twenty-five dollars, nor more than five hundred dollars."

That the figure "5" in line 31, page 2, be stricken therefrom and that there be inserted in lieu thereof the figure "11."

And as so amended recommend that the bill do pass.

COONEY, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND SECOND READING OF SAME.

The following bills were introduced, read first and second times, and referred to committees as follows:

H. B. No. 390, by Committee on Appropriations, a bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the state boards, commissions and departments of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Appropriations.

H. B. No. 391, by Committee on Appropriations, a bill for an act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Institutions of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923. Referred to Committee on Appropriations.

H. B. No. 392, by Committee on Appropriations, a bill for an act entitled: "An Act appropriating money for the maintenance and operation of certain of the State Institutions of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Appropriations.

H. B. No. 393, by Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Boards, commissions and departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Appropriations.

Upon motion of Dillavou, duly seconded and carried, the House now resolve itself into a Committee of the Whole for consideration of General Orders, bills to be read by title and section number only and open to amendment except upon demand of any one member that they be read at length.

GENERAL ORDERS.

Penewell in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration business of General Orders, respectfully report as follows: that

H. B. No. 12 be passed.

S. B. No. 286 be concurred in.

S. B. No. 155 be concurred in.

S. B. No. 263 be concurred in.

S. B. No. 205 be concurred in.

S. B. No. 226 have the enacting clause stricken therefrom.

S. B. No. 271 be concurred in.

S. B. No. 270 be concurred in with the following amendment: Amend section 1 and 69 by adding after the word "wells" in line 11 the words "except wells in prospect for oil."

S. B. No. 166 have the enacting clause stricken therefrom.

Sub. S. B. No. 117 be concurred in with the following amendment: Amend section 1 by inserting in line 29 after the word "provided" the words "provided that notes or securities covering special relief under chapter 8 of the Extraordinary Session of 1919 shall not be counted among the assets of the county from which territory is taken under the terms of this Act, but any notes or securities covering loans made in territory so taken may be turned over to such new county and receipt taken for same, but amounts so turned over or remaining in the old county, shall not be counted in the transaction."

Amend Sections 1, 2 and 3 by striking out therein wherever it appears, the committee amendment changed the words: "twelve million dollars" to "eight million dollars," the said words "eight million dollars" and inserting in lieu thereof the words "nine million dollars."

Amend sections 1, 2 and 3 by striking out therein wherever it appears, the words "five million dollars" and inserting in lieu thereof the words "six million dollars."

Amend section 7 by striking out in line 3 of printed bill the word "as" after words "shall ascertain" and insert before the words "shall ascertain" the word "and."

Amend section 16 by inserting in line 4 of the New Counties and Divisions Amendment after the word "act" the words "except the provision applying to indebtedness."

S. B. No. 278 be concurred in.

S. B. No. 253 be concurred in.

PENEWELL, Chairman.

Report adopted.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 381, 383, 384, 385, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 38, introduced by the Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana School for Deaf and Blind for the year ending February 28, 1921," beg to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 39, a Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1921," beg to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 40, introduced by Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921," beg to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 387, introduced by Committee on Appropriations, a bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana Vocational School for Girls, for the year ending February 1921," beg to report same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Upon motion House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

Upon motion by Beley, duly seconded and carried, the vote on H. B. No. 7 was reconsidered and H. B. No. 217 was referred to Committee on Appropriations.

THIRD READING OF SENATE BILLS.

S. B. No. 201, by Gallwey, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brown (Lewis and Clark), Brown (Mineral), Cady, Conser, Cooney, Covell, Dillavou, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Provinse, Ray, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Arnold, Brasier, Brockway, Brooks, Buell, Carls, Cavanaugh, Charters, Chatfield, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Haskell, Johnson (Deer Lodge), Johnson (Fergus), Jones, MacDonald (Flathead), Penewell, Phelps, Reeves, Rodgers, Rouleau, Sales, Shoemaker (Yellowstone), Sickler, Silver, Smith, Spratt, Troy, Warren. Total 31.

S. B. No. 115, by Kirton, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Bohling, Brasier, Brooks, Buell, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dunn, English, Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Provinse, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Shoemaker (Lewis and Clark), Silver, Skulason, Spencer, Spratt, Treloar, Wallace. Total 69.

Noes: Allen, Beley, Boorman, Brockway, Brown (Mineral), Hathaway, Hills, Scharnikow, Smith, Snell, Stevens, Stoner, Wade, Wilcomb, Williams, Worden, Mr. Speaker. Total 17.

Absent and not voting: Bergeson, Brown (Lewis and Clark), Cady, Carls, Charters, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Haskell, Hills, Parsons, Phelps, Ray, Rhoads, Rodgers, Rouleau, Scofield, Shoemaker (Yellowstone), Sickler, Swift, Troy, Worden. Total 22.

S. B. No. 139, by Hefferlin, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kenyon, King, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Provinse, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Stevens, Swift, Treloar, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total 79.

Noes: Blomquist, Brown (Mineral), Hathaway, Knudsvig, Larson, Stoner. Total 6.

Absent and not voting: Austin, Buell, Carlson, Charters, Chatfield, Crumbaker, Dowlin (Rosebud), English, Faust, Haskell, Hills, Jones, Parsons, Phelps, Ray, Rhoads, Rouleau, Shoemaker (Yellowstone), Sickler, Spencer, Spratt, Troy, Warren. Total 23.

S. B. No. 233, by Coburn, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cady, Conser, Covell, Daily, Dillavou, Dunn, English, Fairgrieve, Faust, Felton, Gillette, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Stevens, Swift, Treloar, Wade, Wilcomb, Williams, Worden, Mr. Speaker. Total 79.

Noes: Brown (Mineral), Hathaway, Stoner. Total 3.

Absent and not voting: Arnold, Buell, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Crumbaker, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Haskell, Jones, MacDonald (Flathead), Penewell, Phelps, Rodgers, Shoemaker (Yellowstone), Sickler, Snell, Spencer, Spratt, Troy, Wallace, Warren. Total 26.

S. J. Memorial No. 3, by Griffin, having been read three several times, title and history agreed to, was concurred in by an aye and no vote.

S. J. Resolution No. 7, by Junod, having been read three several times, title and history agreed to, was concurred in by an aye and no vote.

Sub. S. B. No. 199 by Stewart of Deer Lodge, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Brasier, Brooks, Brown (Mineral), Cady, Chatfield, Conser, Cooney, Daily, Dillavou, Dowlin (Yellowstone), English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Larson, McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Perrine, Provinse, Ray, Reeves, Reid, Rickard, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Spratt, Stevens, Swift, Treloar, Wade, Wilcomb, Worden, Mr. Speaker. Total 74.

Noes: Penewell. Total 1.

Absent and not voting: Blomquist, Boorman, Brockway, Brown (Lewis and Clark), Buell, Carlson, Cavanaugh, Charters, Crumbaker, Dodds, Dowlin (Rosebud), Dunbar, Dunn, Felton, Haskell, Johnson (Fergus), Jones, King, Knudsvig, Larson, MacDonald (Flathead), Phelps, Rhoads, Riggs, Sales, Scofield, Sickler, Silver, Stoner, Troy, Wallace, Warren, Williams. Total 33.

Sub. S. B. No. 238 and 245 by Leuthold and White, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brown (Lewis and Clark), Buell, Cady, Chatfield, Conser, Covell, Dillavou, Dowlin (Yellowstone), Fairgrieve, Faust, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Haynes, Hills, Hunter, Johnson (Silver Bow), Knudsvig, Lakin, McDonald (Silver Bow), Northey, Parsons, Peden, Penewell, Provinse, Ray, Reeves, Rixon, Roberts, Rodgers, Sandy, Shoemaker (Lewis and Clark), Skulason, Snell, Spencer, Spratt, Stevens, Swift, Treloar, Wade, Wilcomb, Williams. Total 56.

Noes: Allen, Brown (Mineral), Cooney, Daily, Hanson, Hathaway, Johnson (Deer Lodge), Kemp, Kenyon, Larson, McQuarrie, O'Hara, Perrine, Rickard, Rouleau, Scharnikow, Smith, Stoner, Worden, Mr. Speaker. Total 20.

Absent and not voting: Boorman, Brockway, Brooks, Carlson, Cavanaugh, Charters, Crumbaker, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Felton, Goodman, Haskell, Johnson (Fergus), Jones, King, MacDonald (Flathead), Ogden, Phelps, Reid, Rhoads, Riggs, Sales, Scofield, Shoemaker (Yellowstone), Silver, Silver, Troy, Wallace, Warren. Total 32.

S. B. No. 296, by Stewart of Deer Lodge, having been read three several times, title and history agreed to, was not concurred in by the following vote:

Ayes: Anderson, Austin, Bell, Bohling, Brown of Mineral, Conser, Dillavou, English, Felton, Johnson of Deer Lodge, Johnson of Silver Bow, McDonald of Silver Bow, Reeves, Reid, Scharnikow, Smith, Spratt, Ogden, Stoner. Total 11.

Noes: Allen, Arnold, Beley, Berglin, Bergeson, Black, Blomquist, Boorman, Brasier, Brooks, Brown of Lewis and Clark, Cady, Chatfield, Cooney, Covell, Daily, Dowlin of Yellowstone, Dunbar, Fairgrieve, Geis, Gillette, Goodman, Goodland, Green of Dawson, Green of Flathead, Gullidge, Hathaway, Haynes, Hills, Hunter, Kemp, Kenyon, King, Larson, McQuarrie, Northey, O'Hara, Parson, Peden, Perrine, Provinse, Ray, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker of Lewis and Clark, Skulason, Snell, Spencer, Swift, Treloar, Troy, Wade, Wallace, Worden, Mr. Speaker. Total 62.

Absent and not voting: Brockway, Buell, Carlson, Cavanaugh, Charters, Crumbaker, Dodds, Dowlin of Rosebud, Dunn, Faust, Hanson, Haskell, Johnson of Fergus, Jones, Knudsvig, Lakin, MacDonald of Flathead, Penewell, Phelps, Rhoads, Shoemaker of Yellowstone, Sickler, Silver, Stevens, Warren, Williams. Total 27.

S. B. No. 246, by Leuthold, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Bergeson, Black, Bohling, Boorman, Brasier, Brooks, Brown of Lewis and Clark, Brown of Mineral, Conser, Cooney, Daily, Dillavou, Dowlin of Yellowstone, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green of Dawson, Green of Flathead, Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson of Deer Lodge, Johnson of Silver Bow, Kemp, Kenyon, King, Lakin, Larson, McDonald of Silver Bow, McQuarrie, Ogden, O'Hara, Penewell, Perrine, Provinse, Reeves, Reid, Rickard, Riggs, Rickard, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker of Lewis and Clark, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Treloar, Wade, Wilcomb, Worden, Mr. Speaker. Total 71.

Noes: Blomquist. Total 1.

Absent and not voting: Brockway, Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Covell, Crumbaker, Dodds, Dowlin of Rosebud, Dunbar, Dunn, Felton, Hanson, Haskell, Johnson of Fergus, Jones, Knudsvig, MacDonald of Flathead, Northey, Parsons, Peden, Phelps, Ray, Rhoads, Riggs, Shoemaker of Yellowstone, Sickler, Silver, Stevens, Swift, Troy, Wallace, Warren, Williams. Total 36.

S. B. No. 193, by Donlan, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Conser, Covell, Daily, Dillavou, Dowlin (Yellowstone), Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Parson, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Rickard, Rixon, Rouleau, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Snell, Spencer, Spratt, Stevens, Treloar, Wade, Wilcomb, Worden, Mr. Speaker. Total 67.

Noes: Troy. Total 1.

Absent and not voting: Arnold, Austin, Boorman, Brockway, Buell, Cavanaugh, Charters, Chatfield, Cooney, Crumbaker, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Felton, Haskell, Haynes, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, King, MacDonald (Flathead), Northey, Phelps, Reid, Rhoads, Roberts, Riggs, Rodgers, Sales, Shoemaker (Yellowstone), Sickler, Silver, Stoner, Swift, Wallace, Warren, Williams. Total 40.

The Speaker gave notice and signed in open session the following bills:

House Bill No. 211, by Committee on Appropriations.

House Bill No. 223, by Williams.

House Bill No. 186, by Committee on Appropriations.

House Bill No. 209, by Committee on Appropriations.

House Bill No. 185, by Committee on Appropriations.

House Bill No. 176, by Committee on Appropriations.

House Bill No. 68 by Rhoads.

S. B. No. 253, by Haley, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Ineral), Cady, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dowlin (Yellowstone), English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kenyon, King, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Reeves, Reid, Rickard, Rixon, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Snell, Spencer, Spratt, Swift, Wade, Wallace, Wilcomb, Worden, Mr. Speaker, Total, 71.

Noes: Stoner. Total, 1.

Absent and not voting: Boorman, Brockway, Buell, Carlson, Cavanaugh, Crumbaker, Dodds, Dowlin (Rosebud), Dunbar, Dunn, Faust, Hanson, Haskell, Haynes, Hills, Johnson (Fergus), Jones, Kemp, Lakin, MacDonald (Flathead), Northey, Phelps, Rhoads, Riggs, Roberts, Rodgers, Sales, Shoemaker (Yellowstone), Sickler, Silver, Stevens, Treloar, Troy, Warren, Williams. Total, 36.

S. B. No. 205, by Joint Committee on Agriculture, Livestock and Dairying, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Ineral), Cady, Chatfield, Conser, Cooney, Covell, Dowlin (Rosebud), Fairve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Parsons, Pen, Perrine, Provinse, Ray, Reeves, Rickard, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Shoemaker, Spratt, Stevens, Stoner, Swift, Wade, Wallace, Wilcomb, Worden, Mr. Speaker. Total, 74.

Noes: None.

Absent and not voting: Boorman, Brockway, Buell, Carlson, Cavanaugh, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Felton, Haskell, Johnson (Fergus), Jones, Kemp, Northey, Penewell, Phelps, Reid, Rhoads, Riggs, Sales, Shoemaker (Yellowstone), Sickler, Silver, Snell, Treloar, Troy, Warren, Williams. Total, 34.

Upon motion by Johnson, of Deer Lodge, duly seconded and carried, the session adjourned until 10:00 o'clock A. M. Saturday.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FIFTY-FIFTH DAY

House of Representatives, Helena, Montana, February 26, 1921.

House met at 10:00 o'clock A. M. pursuant to adjournment.

Mr. Speaker in chair.

Prayer by Chaplain.

Roll called and all present except Warren, Haskell and Sickler, excused.

Quorum present.

The Journal Committee reported as follows:

Speaker:

We, your Committee on the Journal, have this day examined the Journal of the Fifty-Fourth Legislative Day, and have found the same to be correct.

JOHNSON, of Silver Bow, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion, duly seconded and carried, were considered as having been read at length.
February 25, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees to whom were referred House Bills No. 121, 288 and 290, reported with the recommendation that said bills be not concurred in, which report was adopted, and the bills are herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 25, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Judiciary reported H. B. No. 245, by Roberts, "An Act to amend Section 7532 of the Revised Codes of Montana of 1907, relating to presentation of claims against the estate of a deceased person before suit or action shall be commenced," recommend that same be concurred in.

Also H. B. No. 244, by Roberts, "An Act to amend section 5755 of the Revised Codes of the State of Montana of 1907, relating to the satisfaction of mortgages," recommend that said bill be amended by striking out in line 13 the words and figures "forty (40)" and inserting in lieu thereof the words and figures "thirty (30)."

Amend in line 14 by striking out the word "and" after the word "execute" and insert after the word "acknowledge" the words "and delivered to the mortgagee," and as so amended the bill be concurred in.

Also H. B. No. 240, by Judiciary Committee, "An Act to amend section 64 of the Revised Codes of the State of Montana of 1907, as amended by chapter 47 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, relating to the time of commencing actions," recommend that said bill be amended by striking out in line 15 of section 1, after the word "penalty" the word "of" and inserting in lieu thereof the word "or."

Amend by striking out section 3, and as so amended the bill be concurred in.

Also H. B. No. 61, by Blomquist, "An Act prohibiting the making, disseminating, circulating, publishing, or placing before the public in any other manner false or fraudulent advertising in connection with the sale of merchandise, securities, service, etc., and prescribing penalties for the violation of the provisions of this act, and repealing chapter 117 of the Laws of the Fourteenth Legislative Assembly of the State of Montana and all other acts and parts of acts in conflict herewith," recommend that same bill be amended by inserting in line 12, after the word "securities" the words "stocks, bonds" and as so amended the bill be concurred in.

Also H. J. R. No. 1, by Geis, "A Resolution memorializing congress for the passage of legislation authorizing the State of Montana to lease state lands for such periods and on such terms and conditions as provided by the Legislative Assembly of the State of Montana," recommend that same be concurred in.

Also H. B. No. 346, by Ogden, "An Act providing for the creation of commissioner districts within counties and the election of county commissioners from such districts of the several counties in the State of Montana, and repealing all acts and parts of acts in conflict with the provisions of this act," recommend that same be not concurred in.

Also H. B. No. 303, by Committee on Judiciary, "An Act amending section 3840 of the Revised Codes of Montana of 1907, and providing the proportion of capital stock or number of members of a corporation necessary to form a quorum of stockholders' meetings also providing for the qualifications of stockholders and members to vote at such meetings and providing for adjournment thereof," recommend that said bill be concurred in.

Committee on Roads and Highways reported H. B. No. 276, by O'Hara, "An Act to amend chapter 2 of the Extraordinary Session Laws of the Sixteenth Legislative Assembly of the State of Montana, being entitled: 'An Act to amend section 7 (a), of chapter 170 of the Acts of the Fifteenth Legislative Assembly of

State of Montana, entitled: "An Act to establish a State Highway Commission, defining its powers and duties, etc.," recommend that same be not concurred in.

Also H. B. No. 214, by Spencer, "An Act to protect highway sign and direction boards; making such sign and direction boards the property of the county in which placed; prohibiting the defacing, altering or destruction of such sign boards; etc.," recommend that same be not concurred in.

Committee on Education reported H. B. No. 109, "An Act to amend section 1802, 1803, 1907 and 1812 of chapter 76 of the Session Laws of the Thirteenth Legislative Assembly, said section 1803 having been amended by chapter 9 of the Session Laws of the Fifteenth Legislative Assembly, relating to the revision of text books," recommend that same be concurred in.

Also H. B. No. 324, "An Act to repeal section 503 of chapter 76 of the Laws of the Thirteenth Regular Session of the State of Montana, prescribing the bond to be furnished by and the compensation to be received by school trustees," recommend that same be concurred in.

Also H. B. No. 263, "An Act to amend section 105 of chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by section 1 of chapter 196 of the Session Laws of the Sixteenth Legislative Assembly; to resection 106, etc.," recommend that same be amended as follows:

Amend section 19, sub-division 2, line 17, by striking out the words and figures "thirty per cent (30%)" and inserting in lieu thereof the words and figures "twenty per cent (20%)"; and in line 18, by striking out the words "qualified persons" and inserting in lieu thereof the word "taxpayers;" and that as so amended the bill be concurred in.

Committee on Agriculture reported H. B. No. 320, by Skulason, "An Act providing for the regulation of the sale of eggs; providing for the classification and labeling of eggs displayed for sale; providing penalties for the violation of the provisions of this Act," recommend that same be amended as follows:

By adding to the title, after the word "Act" in line 5, the following: "and repealing acts in conflict herewith."

In section 3 (a), line 2, after the word "storage," strike out the remainder of the line.

In line 28 of section 6, after the word "credit" strike out the words "of the board of health maintenance fund" and insert in lieu thereof the following "the General Fund."

By adding a section to be numbered 8, as follows: "All acts and parts of acts in conflict herewith are hereby repealed." and as so amended recommend that same be concurred in.

Committee on Federal Relations reported H. J. M. No. 11, by Jones, "A memorial to the United States Senate and House of Representatives framed for the purpose of legislature providing for the opening of the Belknap Indian Reservation and the allotment of the lands embraced therein."

Also H. J. M. No. 16, by Hathaway, "Memorial concerning House Bill No. 25, known as the Shepherd-Towner Bill now pending congressional action," recommend that same be concurred in.

Committee on Insurance reported H. B. No. 309, by Committee on Insurance, "An Act to amend section 4117 of the Revised Codes of the State of Montana, defining the method of ascertaining the net value of life insurance policies; and providing the deposit of securities therefor; and providing for the change or withdrawal of securities," recommend that same be concurred in.

Also H. B. No. 310, by Committee on Insurance, "An Act defining how deposits are to be made with the Commissioner of Insurance, of the securities required to be deposited, and a penalty for the violation by the Commissioner of his duties in regard thereto," and recommend that same be concurred in.

Committee on Horticulture reported H. B. No. 224, by O'Hara, "An Act to amend Sections 6 and 8 of Chapter 113 of the Session Laws of the Thirteenth Legislative Assembly of Montana, entitled: 'An Act to create and establish a standard size of apple box for the State of Montana and providing for labeling and numbering all apple boxes,'" recommend that same be concurred in.

Committee on Taxation reported H. B. No. 296, "An Act to provide for a tax upon the recording or registration of mortgages upon real estate; providing the amount of said tax; the method of collecting same; providing penalties and forfeitures for violation of this Act, and repealing all Acts and parts of Acts in conflict herewith," recommend that the same be not concurred in.

Also, H. B. No. 194, "An Act to amend Section 5 of Chapter 205, Session Laws of the Sixteenth Legislative Assembly; the same being 'An Act to provide a budget system for the control of all expenditures of State money,'" recommend that the same be concurred in.

Also, H. B. No. 206, "An Act to amend Section 3358 Revised Codes of Montana of 1907, relating to annual tax levy for incorporated cities and towns as amended by Chapter 1 Session Laws 1919, and by Chapter 9, Session Laws Extraordinary Session 1919," recommend that the same be concurred in.

Also, H. B. No. 207, "An Act to amend Section 27 of Chapter 89, Acts of the Thirteenth Legislative Assembly, relating to the collection of special assessments and taxes for special improvements within incorporated cities and towns," recommend that same be amended as follows:

Wherever in said bill the word "city" appears, insert thereafter the words "or town", and as so amended the bill be concurred in.

Also, H. B. No. 260, "An Act to amend Section 10, Chapter 130, Session Laws of 1911, providing for the licensing of public eating places, bakeries, confectioneries, meat markets, slaughter houses, packing plants, canneries, ice cream parlors, soft drink establishments and bottling works, and regulating fees to be charged for said licenses," recommend that same be amended as follows:

Strike out in Section 1, Line 5, after the word "confectionery" the words "packing plant", "slaughter house"; and as so amended the same be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 25, 1921.

I am directed by the Senate to inform your Honorable Body that a communication was received from the Governor advising that he had approved Senate Bill No. 298, relating to Joint School Districts.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 25, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Taxation reported H. B. No. 192, "An Act to provide limitation on the yearly increase of tax levies in counties, cities, towns and School Districts," recommend that same be concurred in.

Committee on Fish and Game reported H. B. No. 288, by Spratt, by request, "An Act to establish a game preserve in the Little Belt Mountains, for the protection of game, animals and birds, and providing a penalty for killing, hunting or pursuing any such animals or birds in such preserve," recommend that same be not concurred in.

Committee on Public Buildings reported H. B. No. 365, by Chatfield, "An Act to provide for the issue and sale by the State Board of Examiners of bonds secured by the State Capitol Public Buildings Land Grant from the Federal Government to the State of Montana, for the purpose of acquiring additional land for future use as State Capitol Grounds in the City of Helena, Montana," recommend that same be concurred in.

Committee on Judiciary reported H. B. No. 133, by Committee on Appropriations, "An Act fixing and prescribing the legal maximum rate and standard of payment for all publications required by law, or duly authorized, to be made by or on behalf of the State of Montana, or any of its institutions, departments, boards, bureaus, commissioners, officers, agents, or employees, when acting within the scope of their authority, etc." recommend that said bill be concurred in.

Also, H. B. No. 293, by Sales, "An Act to amend Section 2957 of the Revised Codes of Montana of 1907, as amended by Chapter 112 of the Session Laws

3, enumerating the officers of a county," recommend that said bill be not concurred in.

Also, H. B. No. 121, by Silver, "An Act to amend Section 7631 of the Revised Codes of the State of Montana of 1907, relating to the compensation of jurors and administrators and repealing Chapter 55 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and all Acts and parts of Acts in conflict herewith," recommend that said bill be not concurred in.

Also, H. B. No. 76, by Bell, "An Act to amend Section 3116 of the Revised Codes of the State of Montana, as amended by Chapter 7 of the Laws of the Extraordinary Session of the Sixteenth Legislative Assembly of the State of Montana, relating to the salaries of County Officers," recommend that same be concurred in.

Also, H. B. No. 45, by Faust, "An Act relating to special improvements in districts in thickly populated localities outside of the limits of incorporated towns and cities, and to empower the Board of County Commissioners to create special improvement districts in such localities for the purpose of constructing sanitary storm sewers and installing lights, waterworks plants, sidewalks, and such other special improvements as may be petitioned for by sixty percent of the holders affected by the same, etc.," recommend that said bill be concurred in.

Also, Senate Bill No. 297, by Leuthold, "An Act defining the rights of purchasers of land at mortgage foreclosure and execution sales, to the possession of such lands and crops growing thereon during the period of redemption," recommend that same be amended by striking out all that portion of Section 1 beginning with the words "The Execution debtor" in line 19, and including the last word of said Section; and that as so amended the bill be re-referred to the Committee on Apportionment and Representation.

Committee on Irrigation and Water Rights reported H. B. No. 141, by Brown (Lewis and Clark), "An Act to amend Section 48, Chapter 146, Acts of the Eleventh Legislative Assembly of the State of Montana, entitled: 'An Act to provide for the creation, organization, government and extension of irrigation districts; to prescribe the rights, powers and duties, thereof; etc.," recommend that same be concurred in.

Also, H. J. M. No. 9, by Gillette, "Memorializing the Congress of the United States, the Secretary of State of the United States, and the Secretary of the International Joint Commission and relating to the interpretation of the treaty between Great Britain and the United States, proclaiming May 13, 1910, adjudging the division of the waters of St. Mary's River and Milk River, etc.," recommend that same be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File, respectfully report as follows:

Sub. for H. B. No. 9 and recommend that same be amended as follows:

Amend by striking out the words "Chapter 172" in the first part of the title line of the title to the printed bill, and insert in lieu thereof the words "Chapter 173".

Amend Section 1 by striking out in line 14 the word "Beaver".

Amend Section 5 by striking out in line 39 the word "bounty".

Amend Section 9 by striking out in line 3 the words "on his person", and inserting in lieu thereof the words "in his possession".

Amend Section 11 by striking out in lines 4 and 5 the words and figures "between (15)" and inserting in lieu thereof the words and figures "eighteen (18)".

Amend Section 14 by adding thereto, after line 24, the following words: "It shall hereafter be unlawful for any person to catch from the public waters of the State, more than fifty (50) fish with a gross weight of more than twenty-five (25) pounds, of any of the varieties of fish designated herein as game fish, more than ten (10) of any such game fish which are less than six (6) inches in length in any one day."

It is hereby declared to be the intention of this Act to provide that any (50) fish with a gross weight of not more than twenty-five (25) pounds of all or any of the game fish, shall constitute the limit for a day's fishing. It shall be unlawful for any person to be in the possession of more than fifty (50) fish or more than twenty-five (25) pounds gross weight, of any kind of game fish at any one time.

Amend Section 18 by striking out in line 3 of the printed bill the words "Sage hen or sage grouse".

Amend Section 19 on page 13 by inserting after the figures "1923" in line 23, the following: "Provided, that the Fish and Game Commission shall have the power to open or close any county or portion thereof when upon a proper showing by the residents of the said district, it shall appear to the Fish and Game Commission that the best interests of the game and the people shall be served by the opening or closing of such district."

Amend Section 19 of the printed bill by inserting in line 12 after the word "Missoula" the word "Ravalli".

Amend Section 15 by striking out in lines 15 and 16 the words "Glacier and Pondera".

Amend Section 15 by striking out in line 1, the word and figures "first (1)" and in line 2, the word "December", and the words and figure "1st of November", and inserting in lieu thereof in line 1 the word and figures "fifteenth (15)" in line 2 the word "November" in lieu of the word "December", and the words and figures "15th of October" in lieu of the words and figure "1st of November".

Amend Section 15 by adding in line 18 after the word "Flathead" the words "also that portion of Lewis and Clark County lying north of the north fork of the Dearborn River not included within a game preserve in which the closed season shall end November Fifth".

Amend Section 15 by striking from lines 26 and 27 the words "also so much of the County of Beaverhead as lies west of the main line of the Oregon State Line."

Amend Section 15 by adding in line 17 after the words "Golden Valley" the word "Judith Basin".

Amend Section 16 line 3 by inserting after the word "deer", the words "or who in the open season of any calendar year shoots, kills, or captures, or causes to be shot, killed, or captured any female deer, or more than one male deer with visible horns".

Amend Section 16 by adding in line 7 after the word "Gallatin" the words "Teton".

Amend Section 17 by inserting in line 7 of the printed bill after the word "Richland", the words, "Roosevelt, McCone, Garfield, Valley".

Amend Section 19 by inserting in line 4 between the words "prairie chicken" and the words "fool hen" the words "sage hens".

Amend Section 19 by inserting in line 11 between the words "prairie chicken" and the words "fool hen" the words "sage hen".

Amend Section 20 by striking out in line 5 the word and figures "ten (1)" and inserting in lieu thereof the word and figures "twenty (20)".

Amend by adding a new section to be known as Section 16(a), to read as follows: "Destroying evidence of sex a misdemeanor. Any person killing or permitted to be killed by the preceding Section, who shall destroy evidence of the sex of the deer so killed shall be guilty of a misdemeanor, and upon conviction thereof shall be punished accordingly", and as amended recommended that same be concurred in.

H. B. No. 280 and recommend that same be concurred in.

H. B. No. 282 and recommend that same be concurred in.

H. B. No. 355 and recommend that same be concurred in.

H. B. No. 105 and recommend that same be amended as follows:

Amend Section 1 by striking out in line 6 of the printed bill the words "Which is properly equipped to care for such cases", and as amended recommended that same be concurred in.

H. B. No. 108 and recommend that same be re-referred to the Committee on Finance and Claims.

H. B. No. 120 and recommend that same be amended as follows: That amendment offered by the Committee on Finance and Claims be stricken out. Amend by striking out Section 2 and renumbering the remaining Sections conform thereto, and as amended recommend that same be concurred in.

H. B. No. 160 and recommend that same be concurred in.

H. B. No. 228 and recommend that same be concurred in.

H. B. No. 252 and recommend that same be concurred in.

H. B. No. 272 and recommend that same be concurred in.

H. B. No. 275 and recommend that same be concurred in.

Sub. H. B. No. 249 and recommend that same be concurred in.

Sub. for H. B. No. 104 and recommend that same be concurred in.

H. B. No. 289 and recommend that same be concurred in.

Sub. for H. B. No. 166 and recommend that same be concurred in.

H. B. No. 158 and recommend that same be concurred in.

H. B. No. 137 and recommend that same be concurred in.

H. B. No. 341 and recommend that same be concurred in.

H. B. No. 143 and recommend that same be concurred in.

H. B. No. 137 and recommend that same be amended as follows:

Amend Section 1 by inserting the words "said person, firm, association, or corporation" between the word "gas" and the word "shall", and as amended recommend that same be concurred in.

H. B. No. 222 and recommend that same be amended as follows:

Amend Section 1, line 2, of printed bill by inserting between the word "per-" and the word "owning" the following: "copartnership, corporation or company".

Amend Section 3 by striking out in line 4 the word "shall" and inserting in thereof the word "may", and that same be placed on General File for morrow.

Sub. H. B. No. 56 and recommend that same be amended as follows: Amend Section 16(i) by striking out in line 4 on page 4 the words "in lieu of" and insert in lieu thereof the words "in addition to", and as amended recommend that same be concurred in.

GALLWEY, Chairman.

It was moved by Senator Lewis that H. B. No. 280 be segregated from the report and referred to the Committee on Public Morals, which motion was seconded.

It was moved by Senator Anderson a substitute motion that H. B. No. 280 be segregated from the report and referred to the Committee on Judiciary, which motion was seconded and carried.

The report as amended was hereupon adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 25, 1921.

I am directed by the Senate to inform your Honorable Body that the following bill was introduced, read first and second time and referred to Committee designated:

Senate Bill No. 299, by Edwards, "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section Fifteen of Article III of the Constitution as amended: creating county boards of equalization, and a State Tax Commission, and defining their powers and duties." Referred to Committee on Apportionment and Representation.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

February 25, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second time and referred to Committees designated:

H. B. No. 359, by Committee on Appropriations, "An Act appropriating money for the payment of deficiency claims on account of refunds becoming due during the year ending February 28, 1921." Referred to Committee on Finance and Claims.

H. B. No. 353, by Committee on Appropriations, "An Act appropriating money for the purpose of paying counties, the State's portion of taxes erroneously collected and refunded by such counties under provisions of Section 2669, Revised Codes of 1907." Referred to Committee on Finance and Claims.

H. B. No. 338, by Arnold, "An Act authorizing and directing the State Board of Education to establish in connection with the Montana Agricultural Experimental Station an Agricultural Experimental Sub-station in Eastern Montana, making an appropriation therefor." Referred to Committee on Education.

H. B. No. 358, by Committee on Appropriations, "An Act appropriating money for the payment of deficiency claims arising out of the operation of various state departments for the year ending February 28, 1921." Referred to Committee on Finance and Claims.

H. B. No. 278, by Committee on Revenue and Taxation, "An Act relating to and regulating the sale of coal within the State of Montana; requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this State of retailing, or selling at retail, coal of any kind, to pay to the State Treasurer, for engaging in or carrying on such occupation or business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees and prescribing a method for the assessment and collection thereof; prescribing penalties for violations of this Act; and repealing Chapter 80, Acts of Twelfth Legislative Assembly of the State of Montana entitled: "An Act relating to and regulating the sale of coal within the State of Montana, requiring all persons, associations, or corporations, retailing or selling at retail coal of any kind, to take out a license, and providing penalties for violation of this Act." Referred to Committee on Taxation.

H. B. No. 284, by Committee on Appropriations, "An Act appropriating money for the payment of salaries and expenses of district judges, salaries of county attorneys, and for transportation of prisoners for the period beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Finance and Claims.

Sub. H. B. No. 117, by Committee on Revenue and Taxation, "An Act concerning licenses for revenue purposes; requiring every person, firm, association, joint stock company, syndicate and corporation engaged in or carrying on the business of working or operating any mine or mining property in the State of Montana, from which gold, silver, copper, lead or any other metals, or precious or semi-precious gems or stones of any kind shall be mined, extracted, or produced, to pay to the State Treasurer certain annual license fees for engaging in and carrying on such business in this state; fixing the amount of such license fee to be paid therefor; providing a method for the assessment and collection thereof; and the disposition thereof; and prescribing penalties for violations of this Act." Referred to Committee on Taxation.

H. B. No. 366, by Committee on Revenue and Taxation, "An Act to amend section 1 of chapter 51 of the Laws of the Sixteenth Legislative Assembly of the State of Montana providing for the classification of taxable property in this state for the purpose of taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereon." Referred to Committee on Taxation.

H. B. No. 11, by Bergeson, "An Act to amend section 3, 5, 6, 7, 8, 9, and 10 of chapter 5, Session Laws Extraordinary Session of the Sixteenth Legislative Assembly entitled: 'An Act providing for the taxation of the property of freight line companies doing business in this State and repealing chapter 82, Acts of the Fifteenth Legislative Assembly of the State of Montana, being an Act entitled: 'An Act providing a method for the assessment and collection of a license fee on private car companies doing business in this state.'" Referred to Committee on Taxation.

H. B. No. 369, by Committee on Ways and Means, "An Act to amend section VI of chapter 147, Acts of the Eleventh Legislative Assembly of the State of Montana, relating to State Lands." Referred to Committee on Public Lands.

H. B. No. 283, by Committee on Appropriations, "An Act appropriating money for the payment of salaries and expenses of district judges, salaries of county attorneys, and for transportation of prisoners for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Finance and Claims.

H. B. No. 368, by Kenyon, "An Act to provide for the erection of a tablet in memory of the late Doctor McCray, and appropriating money therefor." Referred to Committee on Finance and Claims.

H. B. No. 375, by Committee on Appropriations, "An Act directing the State Board of Examiners and the State Auditor to transfer certain sums to and from special accounts and appropriation accounts for the purpose of correcting errors." Referred to Committee on Finance and Claims.

H. B. No. 336 by Hunter, "An Act to amend section 93, chapter 120 of the Session Laws of the Twelfth Legislative Assembly, as amended, known as 'An Act to regulate the operation of all coal mines in the State of Montana', providing for the maintenance of ambulances at coal mines." Referred to Committee on Mines and Mining.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 25, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that at 4:45 P. M. the Senate adjourned to meet tomorrow, Saturday, February 26, 1921, at 10 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 26, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and concurred in as amended, title agreed to and the same are herewith transmitted to the House for concurrence Senate amendments: H. B. No. 105, Sub. for H. B. No. 9, Sub. for H. B. No. 13, H. B. No. 72, Sub. for H. B. No. 56, H. B. No. 120 and 137.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 26, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that on motion of Senator Lewis, duly seconded and carried, the House amendments to Sub. for S. B. No. 117 were not concurred in and a Conference Committee of three members was authorized to confer with a like Committee from the House relative to said amendments.

The President appointed as said Committee, Senators Harmon, Parker and Ziehlbaker.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Speaker:

We, your Committee on Education, having had under consideration S. B. No. 180, by Greening, entitled: "An Act to amend section 2003 of chapter 76 of the Laws of the Thirteenth Legislative Assembly relative to the apportionment by county superintendents of school moneys," respectfully report as follows: That S. B. No. 180 be concurred in.

GULLIDGE, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Education, having had under consideration S. B. No. 190, by Edwards, entitled: "An Act amending sub-division 2 of section 21 of chapter 76 of the Session Laws of the Thirteenth Legislative Assembly of Montana as amended by section 4 of chapter 196 of the Laws of the Sixteenth Legislative Assembly of Montana, relating to the official staff of the superintendent of public instruction," respectfully report as follows: That S. B. No. 190 be not concurred in.

GULLIDGE, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Substitute for H. B. No. 103, by Senate Judiciary Committee, entitled: "An Act amending section 6824 of the Revised Codes of Montana, relating to the execution of property from execution," respectfully report as follows: That S. B. No. 103 be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Banks and Banking, having had under consideration Substitute for S. B. No. 130, a Bill for an Act entitled: "An Act to amend section 51 of chapter 89 of the Laws of the Fourteenth Legislative Assembly of the State of Montana as amended by section 3 of chapter 148 of the Laws of the Fifteenth Legislative Assembly," respectfully report as follows: That Substitute for S. B. No. 130 be concurred in.

WILCOMB, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Banks and Banking, having had under consideration S. B. No. 208, a bill for an Act entitled: "An Act to authorize State Bank in Montana to accept drafts and deal in acceptances," respectfully report as follows: That S. B. No. 208 be concurred in.

WILCOMB, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 289, entitled: "An Act providing that a physician, as herein defined to whom has been granted a permit to use, prescribe, dispose of, purchase or obtain intoxicating liquors for medicinal purposes under the terms and provisions of an Act of congress enacted into law on the 28th day of October, 1911, entitled: "An Act to prohibit intoxicating beverages, and to regulate the manufacture, production, use and sale of high proof spirits for other than beverage purposes, and to insure an ample supply of alcohol and promote its use in scientific research and in the development of fuel, dye and other lawful industries may lawfully use, prescribe, dispose of, purchase or obtain intoxicating liquors for medicinal purposes only as in said permit provided; and providing that a person to whom has been granted a permit to sell or dispose of intoxicating liquors for medicinal purposes under the terms and provisions of said Act of Congress, may lawfully sell or dispose of intoxicating liquors for medicinal purposes; and repealing all Acts or parts of Acts in conflict herewith," respectfully report that S. B. No. 289 be amended as follows:

Amend the title by inserting after the word "of" in the third line from the bottom the words "transport or import." Strike out the word "or" in the same line between the words "sell" and "dispose." Insert the words "or sell" after the word "purchase" in line 4 of the title. Amend Section 4, line 22 by striking out the word "or" and inserting after the word "of" the words "transport or import."

Strike out Section 5 and substitute therefor the following: "Section 5. Any person violating the provisions of this Act or the terms and provisions of an Act of the 66th Congress, enacted October 28, 1919, entitled: 'An Act to prohibit intoxicating beverages, and to regulate the manufacture, production, use and sale

high proof spirits for other than beverage purposes, and to insure an ample supply of alcohol and promote its use in scientific research and in the development of fuel, dye and other lawful industries, shall upon conviction thereof, be fined for a first offense in a sum not more than Five Hundred Dollars; for a second offense not less than One Hundred nor more than One Thousand Dollars, and in addition to have his license to practice revoked in the case of a physician and to have his license to do business revoked in the case of a druggist."

Add a new section to be numbered 6, reading as follows: "Section 6. All laws and parts of Acts in conflict herewith are hereby repealed." Strike out the word 6 in the engrossed bill and insert in lieu thereof the figure 7.

And when so amended the bill be concurred in.

Report adopted.

O'HARA, Chairman.

Upon motion by Smith of Flathead, duly seconded and carried, the Assembly expressed its confidence in the integrity, work and ability of Cooney of Cascade by a rising vote, which motion was unanimously carried.

MOTIONS AND RESOLUTIONS.

Scharnikow moved that the Printing Committee be required to have printed and placed on the desks of the members, today, the minority committee report to the Joint Committee to investigate the State Highway Commission.

Upon motion of Gullidge, duly seconded and carried, the Speaker appointed a conference committee of three to act with a like committee from the Senate relative to S. B. No. 231, and H. B. No. 205 as follows: Gullidge of Prairie, Ray of Stillwater, and Rouleau of Silver Bow.

THIRD READING OF HOUSE BILLS.

H. B. No. 372, by Stevens, having been read three several times, history and title agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Phelps, Provinse, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Spratt, Stevens, Swift, Treloar, Troy, Wallace, Worden, Mr. Speaker. Total 74.

Noes: Hathaway, Wade. Total 2.

Absent and not voting: Bergeson, Berglin, Black, Brasier, Charters, Conser, Cooney, Covell, Fairgrieve, Felton, Geis, Haskell, Hills, King, Lakin, Larson, McQuarrie, Penewell, Perrine, Ray, Rhoads, Rodgers, Scharnikow, Shoemaker (Yellowstone), Sickler, Silver, Snell, Spencer, Stoner, Warren, Wilcomb, Williams. Total 32.

H. B. No. 373 by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Berglin, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Cooney, Covell, Crumbaker, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, Dunn, English, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Lakin, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Worden, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Bergeson, Black, Brasier, Brown (Mineral), Buell, Charters, Chatfield, Conser, Dodds, Dowlin (Rosebud), Fairgrieve, Faust, Geis, Haskell, Hills, Johnson (Silver Bow), King, Larson, McQuarrie, O'Hara, Pen-

well, Perrine, Rhoads, Rixon, Roberts, Rodgers, Scharnikow, Shoemaker (Yellowstone), Sickler, Silver, Snell, Spencer, Wade, Warren, Williams. Total 35.

H. B. No. 374, by Committee on Appropriations, having been read three several times, history and title agreed to, was passed by the following vote:

Ayes: Allen, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Brown (Miner), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Crumbaker, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, Dunn, Faust, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spratt, Stevens, Stoner, Swift, Treloar, Trox, Wallace, Wilcomb, Worden, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Anderson, Brasier, Brooks, Carlson, Charters, Covell, Dodds, Dowlin (Rosebud), English, Fairgrieve, Geis, Haskell, Hills, Johnson (Silver Bow), King, MacDonald (Flathead), Parsons, Peden, Penewell, Rhoads, Roberts, Sales, Sickler, Silver, Snell, Spencer, Wade, Warren, Williams. Total 29.

H. B. No. 380, by Committee on Ways and Means, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Berglin, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Chatfield, Conser, Covell, Crumbaker, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rickard, Riggs, Rixon, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Spratt, Swift, Treloar, Trox, Wallace, Wilcomb, Worden, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Allen, Bell, Bergeson, Black, Blomquist, Brasier, Buell, Carlson, Cavanaugh, Charters, Cooney, Daily, Dillavou, Dowlin (Yellowstone), Fairgrieve, Haskell, Hathaway, Hills, King, Knudsvig, McQuarrie, Penewell, Ray, Rhoads, Roberts, Rodgers, Rouleau, Sales, Shoemaker (Yellowstone), Sickler, Silver, Snell, Spencer, Stevens, Stoner, Wade, Warren, Williams. Total 38.

H. B. No. 12, by Bergeson, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spratt, Stevens, Stoner, Treloar, Trox, Wade, Wallace, Wilcomb, Worden, Mr. Speaker. Total 86.

Noes: Scharnikow. Total 1.

Absent and not voting: Allen, Bohling, Boorman, Charters, Crumbaker, Dowlin (Yellowstone), Goodland, Gullidge, Haskell, Hathaway, Hunter, Penewell, Ray, Rhoads, Rodgers, Sickler, Silver, Spencer, Swift, Warren, Williams. Total 21.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 392, introduced by Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money for the maintenance and operation of certain of the State Institutions of the State of Montana for the period beginning March 1, 1921 and ending June 30, 1921," beg leave to report same to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 271, introduced by Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921 and ending June 30, 1921," respectfully report as follows:

That Section 1 thereof be amended by striking out on page 1, in line 28 the words and figures "three thousand, one hundred and forty dollars, (\$3,140.00)" and inserting in lieu thereof the words and figures "four thousand two hundred and forty dollars, (\$4,200.00)".

That Section 1 thereof be amended by inserting in page 2, line 24, after the words "Industrial Reserve Fund" the words "for investment in securities specified in Chapter 96 Session Laws of 1915, as amended."

That Section 1 thereof be amended by striking out on page 2, lines 24, and 26, the words and figures "For payment of all salaries and other expenses, to be paid from the Industrial Accident Administration Fund, Sixteen thousand Nine Hundred and Fifteen Dollars (\$16,915.00)", and inserting in lieu thereof the following: "For the payment of salaries and expenses of the Industrial Accident Board, six thousand nine hundred fifteen dollars (\$16,915.00)."

"For the payment of salaries and expenses of the Industrial Accident Board, to be paid from the Industrial Administration Fund, ten thousand dollars (\$10,000.00)."

Amend Section 1 thereof by striking out on page 3 in lines 6 and 7 the words and figures "one thousand three hundred and seventy-eight dollars (\$1,378.00)" and inserting in lieu thereof the words and figures "one thousand three hundred and seventy-eight dollars (\$1,778.00)".

Amend Section 1 thereof by striking out on page 3 in lines 10 and 11 the words and figures "one thousand six hundred and ninety-one dollars (\$1,691.00)" and inserting in lieu thereof the words and figures "one thousand two hundred and ninety-one dollars (\$1,291.00)".

And your Committee recommends that, as so amended, said bill do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 270 introduced by Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923," respectfully report as follows:

That Section 1 thereof be amended by striking out on page 2, line 2, the words and figures "fifty-two thousand and seven hundred and forty dollars (\$27,740.00)", and inserting in lieu thereof the words and figures "fifty-three thousand and seven hundred forty dollars (\$53,740.00)".

That Section 1 thereof be amended by inserting on page 2 in line 24, after the words "Industrial Reserve Fund" the words "For investment in securities specified in Chapter 96, Session Laws of 1915, as amended."

That Section 1 thereof be amended by striking out on page 2, lines 25, 26 and 27, the words and figures "For the payment of all salaries and other expenses of the Industrial Accident Board, to be paid from the Industrial Accident Administrative Fund, fifty-three thousand one hundred and forty-six dollars (\$53,146.00)", and inserting in lieu thereof the following: "For the pay-

ment of salaries and expenses of the Industrial Accident Board, twenty-three thousand, one hundred forty-six dollars (\$23,146.00)".

"For the payment of salaries and other expenses of the Industrial Accident Board, to be paid from the Industrial Administration Fund, thirty thousand dollars (\$30,000.00)".

That Section 1 thereof be amended by striking out on page 3 in line 8 the words and figures "five thousand nine hundred and sixty dollars (\$5,960.00)" and inserting in lieu thereof the words and figures, "seven thousand one hundred sixty dollars (\$7,160.00)".

That Section 1 thereof be amended by striking out on page 3, lines 11 and 12, the words and figures "six thousand two hundred and thirty-seven dollars (\$6,237.00)". and inserting in lieu thereof the words and figures "five thousand thirty-seven dollars (\$5,037.00)".

That Section 2 thereof be amended by striking out on page 5 lines 6 and 7, the words and figures "fifty-two thousand seven hundred forty dollars (\$52,740.00)", and inserting in lieu thereof the words and figures "fifty-three thousand seven hundred forty dollars (\$53,740.00)".

That Section 2 thereof be amended by inserting on page 5 in line 27, after the words "Industrial Reserve Fund" the words "for investment in securities specified in Chapter 96, Session Laws of 1915, as amended."

That Section 2 thereof be amended by striking out on page 5, lines 28, 29 and 30, the words and figures "For payment of all salaries and other expenses of the Industrial Accident Board, to be paid from the Industrial Accident Administrative Fund, fifty-three thousand one hundred and forty-six dollars (\$53,146.00)", and inserting in lieu thereof the following: "For the payment of salaries and expenses of the Industrial Accident Board, twenty-three thousand one hundred forty-six dollars, (\$23,146.00)".

"For the payment of salaries and other expenses of the Industrial Accident Board, thirty thousand dollars (\$30,000.00)".

That Section 2 thereof be amended by striking out on page 6 in line 1 the words and figures "three thousand four hundred and sixty dollars (\$3,460.00)" and inserting in lieu thereof the words and figures "four thousand, six hundred and sixty dollars (\$4,660.00)".

That Section 2 thereof be amended by striking out on page 6 in lines 14 and 15 the words and figures "seven thousand four hundred and twenty-eight dollars (\$7,428.00)", and inserting in lieu thereof the words and figures "six thousand two hundred and twenty-eight dollars (\$6,228.00)".

That Section 2 thereof be amended by adding thereto the following: "Provided, that should this Act or any part thereof be attacked or its constitutionality questioned in any court proceeding, then and in that event it is hereby declared the intent of the Legislative Assembly to appropriate in each of the various items embraced in Section 2 hereof, twelve (12) equal amounts for each of the twelve (12) months from July 1, 1922 to June 30, 1923, and that any decision affecting the constitutionality of said act shall affect only that portion of said appropriation items for the month of March, April, May and June for the year 1923, and shall not affect any part or portion of said appropriation."

And your Committee recommends that as so amended, said bill do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 39 introduced by Committee on Appropriations, a bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Institutions of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923," respectfully report as follows:

That Section 1 thereof be amended by striking out on page 2, lines 6 and 7 the words and figures "fifty-seven thousand nine hundred dollars (\$57,900.00)" and inserting in lieu thereof the words and figures "six thousand nine hundred dollars (\$6,900.00)".

That Section 1 thereof be amended by striking out on page 2, lines 17 and 18 the words and figures "two hundred forty-three thousand seven hundred fifty

llars (\$243,750.00" and inserting in lieu thereof the words and figures "one hundred ninety thousand dollars (\$190,000.00.")

That Section 2 thereof be amended by striking out on page 4, lines 10 and the words and figures "one hundred twenty-one thousand four hundred dollars (\$121,400.00") and inserting in lieu thereof the words and figures "eighty thousand four hundred dollars (\$80,400.00.")

And your Committee recommends that, as so amended, said bill do pass.

Report adopted.

BUELL, Chairman.

THIRD READING OF SENATE BILLS.

S. B. No. 278, by Esp, having been read three several times, title and history read to, failed to obtain concurrence in the House by the following vote:

Ayes: Arnold, Austin, Black, Blomquist, Bohling, Brasier, Brooks, Brown (Mineral), Cady, Cooney, Daily, Dunn, English, Faust, Goodland, Goodman, Gullidge, Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, McDonald (Silver Bow), McQuarrie, O'Hara, Riggs, Roberts, Rodgers, Rouleau, Sandy, Scharnikow, Skulason, Snell, Spencer, Wade, Wallace, Worden, Mr. Speaker. Total 39.

Noes: Anderson, Beley, Bell, Berglin, Boorman, Brockway, Brown (Lewis and Clark), Carlson, Cavanaugh, Chatfield, Conser, Crumbaker, Dodds, Dowlin (Rosebud), Fairgrieve, Felton, Geis, Gillette, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Lakin, Larson, Macdonald (Flathead), Northey, Ogden, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Rixon, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Spratt, Stevens, Swift, Treloar, Troy, Wilcomb. Total 50.

Absent and not voting: Allen, Bergeson, Buell, Charters, Covell, Dillavou, Dowlin (Yellowstone), Dunbar, Haskell, Hunter, Johnson (Fergus), Penewell, Rhoads, Sales, Sickler, Silver, Stoner, Warren, Williams. Total 19.

Shoemaker moved that vote by which S. B. No. 278 was not concurred in be considered.

As a substitute Gullidge moved the above motion be laid upon the table. Which motion was carried by the following vote:

Ayes: Anderson, Beley, Bell, Black, Boorman, Brockway, Brown (Lewis and Clark), Carlson, Chatfield, Conser, Crumbaker, Dodds, Dowlin (Rosebud), Green (Flathead), Hanson, Haynes, Hills, Johnson (Fergus), Lakin, Larson, Macdonald (Flathead), Northey, Ogden, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Spratt, Stevens, Swift, Troy, Wilcomb. Total 53.

Noes: Allen, Arnold, Austin, Bergeson, Berglin, Blomquist, Bohling, Brasier, Brooks, Brown (Mineral), Buell, Cady, Cavanaugh, Cooney, Covell, Daily, Dunn, English, Faust, Goodland, Goodman, Gullidge, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, McDonald (Silver Bow), McQuarrie, O'Hara, Roberts, Rodgers, Scharnikow, Skulason, Spencer, Stoner, Treloar, Wade, Wallace, Worden, Mr. Speaker. Total 43.

Absent and not voting: Charters, Dillavou, Haskell, Hathaway, Hunter, Penewell, Rhoads, Rouleau, Sickler, Silver, Warren, Williams. Total 12.

A request of quorum being raised a call of the House was demanded and the following members found absent:

Charters, Dillavou, Haskell, Hathaway, Hunter, Penewell, Rhoads, Rouleau, Sickler, Silver, Warren, Williams. Total 12.

Upon motion of Dodds, duly seconded and carried, the call of the House was suspended.

S. B. No. 286, by Donlan, having been read three several times, history and title agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Austin, Bell, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Cooney, Covell, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Hunter, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gull-

lidge, Hanson, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Phelps, Provinse, Ray, Reeves, Rickard, Riggs, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Arnold, Beley, Bergeson, Berglin, Charters, Chatfield, Conser, Crumbaker, Dillavou, Haskell, Hathaway, Haynes, Ogden, Peden, Penewell, Perrine, Reid, Rhoads, Rixon, Rodgers, Shoemaker (Yellowstone), Sickler, Silver, Smith, Snell, Wallace, Warren, Williams, Worden. Total 29.

S. B. No. 155, by Donlan, having been read three several times, history and title agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Brasier, Brockway, Brooks, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Cooney, Covell, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Haynes, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Sickler, Snell, Skulason, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Worden, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Arnold, Beley, Bohling, Boorman, Brown (Lewis and Clark), Charters, Chatfield, Conser, Crumbaker, Daily, Dillavou, Dunbar, Gullidge, Haskell, Hathaway, Hills, Hunter, Peden, Penewell, Perrine, Rhoads, Rodgers, Rouleau, Shoemaker (Yellowstone), Silver, Smith, Warren, Williams. Total 28.

S. B. No. 263, by Hazelbaker, having been read three several times, history and title agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scharnikow, Scofield, Skulason, Snell, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Worden. Total 80.

Noes: Mr. Speaker. Total 1.

Absent and not voting: Arnold, Bell, Cady, Charters, Crumbaker, Dowlin (Rosebud), English, Felton, Gullidge, Haskell, Hathaway, Hunter, Johnson (Silver Bow), Jones, MacDonald (Flathead), Perrine, Rhoads, Rodgers, Rouleau, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Smith, Spencer, Warren, Williams. Total 27.

S. B. No. 271, by Griffin, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Buell, Carlson, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Johnson (Fergus), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Snell, Spratt, Swift, Treloar, Troy, Wade, Wallace, Wilcomb. Total 76.

Noes: Brockway, Cooney, O'Hara, Mr. Speaker. Total 4.

Absent and not voting: Austin, Brown (Mineral), Cady, Cavanaugh, Charters, Crumbaker, Dowlin (Rosebud), Gullidge, Haskell, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, MacDonald (Flathead), Penewell, Rhoads, Rodgers, Shoemaker (Yellowstone), Sickler, Silver, Smith, Spencer, Stevens, Stoner, Warren, Williams, Worden. Total 28.

S. B. No. 270, by Griffin, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Bohl-Boorman, Brasier, Brooks, Brown (Lewis and Clark), Buell, Carlson, Chatfield, Conser, Covell, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Kemp, Kenyon, Knudsvig, Larson, Northey, Ogden, Peden, Perrine, Phelps, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scharnikow, Scofield, Skulason, Snell, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Wilcomb, Worden. Total 70.

Noes: Brockway, King, McQuarrie, O'Hara, Provinse, Spencer, Mr. Speaker. Total 7.

Absent and not voting: Austin, Blomquist, Brown (Mineral), Cady, Cavanaugh, Charters, Cooney, Crumbaker, Dodds, English, Goodland, Gullidge, Haskell, Hunter, Johnson (Silver Bow), Jones, Lakin, MacDonald (Flathead), McDonald (Silver Bow), Penewell, Rhoads, Rodgers, Rouleau, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Smith, Wade, Warren, Williams. Total 31.

Substitute for S. B. No. 117 by Paul, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Arnold, Beley, Bell, Bergeson, Black, Blomquist, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Carlson, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunn, Fairgrieve, Faust, Gillette, Goodland, Goodman, Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, King, Lakin, McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Phelps, Ray, Reeves, Rickard, Riggs, Rixon, Roberts, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Spratt, Stevens, Stoner, Swift, Treloar, Wade, Wallace, Wilcomb, Worden, Mr. Speaker. Total 68.

Noes: Anderson, Berglin, Bohling, Boorman, Dunbar, Felton, Geis, Green (Dawson), Green (Flathead), Knudsvig, Larson, Ogden, Perrine, Reid, Sales, Skulason, Spencer, Troy. Total 18.

Absent and not voting: Austin, Buell, Cady, Cavanaugh, Charters, Dowlin (Rosebud), English, Haskell, Hunter, Johnson (Silver Bow), MacDonald (Flathead), Penewell, Provinse, Rhoads, Rodgers, Shoemaker (Yellowstone), Sickler, Silver, Smith, Snell, Warren, Williams. Total 22.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

We, your Committee on Printing, to whom was referred H. B. No. 390, beg to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

The Speaker gave notice and signed in open session the following bills:

S. B. No. 124, by McCone.

S. B. No. 209, by Cooper.

S. J. Memorial No. 2, by Cowan.

S. B. No. 104, by Slattery.

S. B. No. 182, by Committee on Finance and Claims.

S. B. No. 163, by Burlingame.

S. B. No. 150, by Long.

S. B. No. 184, by Slattery.

S. B. No. 7, by Booth.

S. B. No. 197, by Page.

S. B. No. 118, by Greening.

S. B. No. 192, by Booth.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the House recessed until 2:30 o'clock P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in chair.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Privileges and Elections, having had under consideration S. B. No. 229, by Craig, a Bill for an Act entitled: "An Act regulating the issuance and circulation of statements affecting candidates for office at any primary or general election, and providing a penalty for the violation thereof," respectfully report as follows: That S. B. No. 229 be not carried in.

BRASIER, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee of Appropriations, to whom was referred H. B. No. 217, introduced by McQuarrie, a bill for an Act entitled: "An Act to provide for the signing and manufacturing of automobile license plates or other identification marks on motor vehicles as provided by law in the State of Montana by the prisoners confined in the State Penitentiary, etc.," beg to report same back to the House with the recommendation that it be printed and re-referred to this Committee.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 389, introduced by Rigs, entitled, "An Act requiring every person, firm association, joint stock company and corporation engaged in or carrying on the business of producing or manufacturing sugar in this state shall pay to the state treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana fixing the amount of such license fees; prescribing a method for the assessment and collection thereof, and prescribing penalties for violations of the provisions of this Act," respectfully report as follows: That H. B. No. 389 do not pass.

COONEY, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Revenue and Taxation, having had under consideration H. B. No. 24, introduced by Hathaway, entitled: "An Act requiring all persons, firms, associations and corporations engaged in the business in this state of producing or generating electricity, electric power or energy wholly or principally by means of water power, to procure from the State of Montana annual licenses; fixing the amount of the license fees to be paid therefor; and providing a method for the collection thereof and disposition of the funds derived therefrom," respectfully report as follows: That H. B. No. 24 do not pass.

COONEY, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Privileges and Elections, having had under consideration S. B. No. 290 by Donlan, a Bill for an Act entitled: "An Act to amend section 1, section 4, and section 6, of chapter 155 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana of 1917, entitled: 'An Act to provide a method of voting at General, special and primary elections, including general and special and primary municipal elections by electors absent, or expecting to be absent on the day of any such election from the county in which they are electors, and making regulations regarding such voting, and to repeal chapter 110 of the Session Laws of 1915, known as the Absent voters' law, and providing for the violations of the provisions of this act,'" respectfully reports as follows: That S. B. No. 290 be amended as follows: Amend line 2, of title, by striking out the word "Sixteenth" and inserting in lieu thereof the word "Fifteenth." Also strike out in line 8 the words and to repeal chapter 110 of the Session Laws of 1915, known as the Absent voters' Law."

Amend line 1 of section 1 by inserting after the figure "1" the words and figures "of chapter 155," and striking out the word "Sixteenth" and inserting in lieu thereof the word "Fifteenth." Also by striking out in line 5 of section the word "confied" and inserting in lieu thereof the word "confined."

Amend line 1 of section 2 by inserting after the figure "4" the words and figures "of chapter 155" and by striking out the word "Sixteenth" and inserting in lieu thereof the word "Fifteenth." Also amend line 2 of section 2 by striking out the word "herby" and inserting in lieu thereof the word "herby."

Amend line 1 of section 3 by inserting after the figure "6" the words and figures "of chapter 155" and by striking out the word "Sixteenth" and inserting in lieu thereof the word "Fifteenth."

Amend section 3, line 5, by inserting after the word "printed" the following "and not later than seven (7) days preceding the date of election." Further amend section 3 by striking out in line 5 the word "precince" and inserting in lieu thereof the word "precinct," and by striking out in line 10 of said section the word "cler" and inserting in lieu thereof the word "clerk," and by striking out in line 11 the word "from" and inserting in lieu thereof the word "front".

Amend Section 3 further by adding after line 14 the following words: "I——
do solemnly swear that I am".

And when so amended that the bill be concurred in.

BRASIER, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 61, introduced by Committee on Revenue and Taxation, a bill for an Act entitled: "An Act providing for the assessment, levying, collecting and paying of a tax on incomes," respectfully report as follows:

That Article 1, section 1, page 2, line 2, be amended by adding after the words "Montana Tax Commission" the words "or State Board of Equalization, if no Tax Commission be created."

That section 16, sub-section (c), page 13, be amended by striking out in line 1. of the sub-section the figures "\$1,000.00" and inserting in lieu thereof the figures "\$750.00;" that said sub-section be amended by striking out in line 3 thereof the figures "\$2000.00" and inserting in lieu thereof the figures "\$1500.00;" that said sub-section be amended by striking out in line 4 thereof the figures "\$2000.00" and inserting in lieu thereof the figures "\$1500.00;" and that said sub-section be amended by striking out in line 5 thereof the figures "\$2000.00" and inserting in lieu thereof the figures "\$1500.00."

That section 27, sub-section 1, be amended by striking out in line 1 of said sub-section the figures "\$1000.00" and inserting in lieu thereof the figures

"\$4,750.00" and by striking out in line 3 of said sub-section the figures "\$2,000.00" and inserting in lieu thereof the figures "\$1,500.00".

And your Committee recommends that, as so amended, said bill do pass.
BUELL, Chairman.

Report adopted.

Johnson moved that a reconsideration be had for action taken by House by which the report of Committee of Revenue and Taxation was adopted.

Upon motion of Cooney, duly seconded and carried, the above motion was laid upon the table.

On motion, House reverted to Order of Business No. 1.

COMMUNICATIONS AND PETITIONS.

The following communication was received and read at length:

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and concurred in as amended, title agreed to and the same are herewith transmitted to the House for concurrence in Senate amendments: H. B. No. 105, Sub. for H. B. No. 9, Sub. for H. B. No. 13, H. B. No. 72, Sub. for H. B. No. 56, H. B. No. 120 and 137.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Upon motion by Skulason, duly seconded and carried, the above communication together with Sub. H. B. No. 13 and H. B. No. 39 were referred to the Committee on Fish and Game.

INTRODUCTION OF BILLS AND MEMORIALS AND THE SECOND READING OF SAME.

The following bills were introduced, read first and second time, and referred to Committees as follows:

H. B. No. 394, by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of certain fish hatcheries for the year ending February 28, 1921. Referred to Committee on Appropriations.

On motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 194, entitled: "An Act to amend section 6155 of the Revised Codes of Montana, relating to assignments for the benefit of creditors as amended by chapter 180 of the Laws of the Sixteenth Legislative Assembly," respectfully report as follows: That S. B. No. 194 be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 174, entitled: "An Act to repeal chapter 226 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and all acts amendatory thereof, relating to the creation, organization and classification of new counties," respectfully report as follows: That S. B. No. 174 be not concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 241, entitled: "An Act amending section 2756 of the Revised Codes of Montana of 1907, as amended by chapter 54 of the Laws of the Seventeenth

Legislative Assembly of 1921, relating to apportionment of license fees," respectfully report as follows: That S. B. No. 241 be concurred in.

O'HARA, Chairman.

Report adopted.

r. Speaker:

We, your Committee on Judiciary, having had under consideration B. No. 254, entitled: "An Act to amend section 1 of chapter 99 of the Sixteenth Legislative Assembly entitled: 'An Act to amend sections 4313, 4315 and 4317 of the Revised Codes of the State of Montana of 1907, relating to liability for killing stock,'" respectfully report as follows: That S. B. No. 222 be concurred in.

O'HARA, Chairman.

Report adopted.

r. Speaker:

We, your Committee on Judiciary, having had under consideration B. No. 257, entitled: "An Act to provide retirement compensation for honorable and extended service in the Judicial Department of State," respectfully report as follows: That S. B. No. 257 be concurred in.

O'HARA, Chairman.

Report adopted.

r. Speaker:

We, your Committee on Judiciary, having had under consideration B. No. 216, entitled: "An Act providing for the recording of permits granted to physicians who desire to use, obtain or purchase non-beverage alcohol for medicinal purposes to provide for the recording of permits granted to persons for the sale of non-beverage alcohol for medicinal purposes; permitting the use of said permits after the recording thereof; providing for the recording and the sale to be charged therefor, and providing the manner of the cancellation of said recording and expressly providing that the act shall not amend or repeal chapter 143 of chapter 143 of the Laws of the Fifteenth Legislative Assembly," respectfully report as follows: That S. B. No. 216 be amended as follows:

In line 2 of title strike out the word "physician" and insert the word "persons", in line 3 of the title strike out the word "or" before the word "purchase" and insert the words "or sell".

In line 3 after the word "medicinal" insert the words "scientific or manufacturing". In line 5, before the word "purposes" insert the words "scientific or manufacturing." In line 11, after the word "assembly" add the following: "except so far as the same shall apply to the introduction, sale and use of non-beverage alcohol for medicinal, scientific or manufacturing purposes, as in this Act provided."

Strike out sections 1 and 2 of original bill.

Section 3 of said bill be amended as follows, to-wit: In line 1 thereof strike out the figure "3" after the word "section" and insert the figure "1" in lieu thereof. In line 1 of said section strike out the word "physician" and insert the word "person." In line 2 of said section strike out the word "or" before the word "obtain" and after the word "obtain" add the words "or sell." In line 2 of said section after the word "medicinal" insert the words "scientific or manufacturing." Line 10 of said section strike out the word "or" after the word "purchase" and after the word "obtain" insert the words "or sell such." In line 10 of said section after the word "medicinal" insert the words "scientific or manufacturing."

Amend section 4 of the original bill by striking out the figure "4" after the word "section" in the first line and inserting in lieu thereof the figure "2" and have section 2 read as follows:

"Section 2. In lieu of Section 4 to read as follows: Every person to whom a permit has been issued as described in section 1 of this Act shall record such permit or a certified copy thereof with the secretary of state and it shall thereupon be lawful for said person to use, purchase, obtain or sell such non-beverage alcohol for medicinal, scientific or manufacturing purposes only as authorized by

such permit and it shall thereupon be lawful for such person to use, purchase, obtain or sell such non-beverage alcohol for medicinal, scientific or manufacturing purposes only, as authorized in such permit."

Amend section 5 by striking out the figure "5" in the first line and inserting in lieu thereof the figure "3." Amend section 5 by striking out in line 1 the word "physician" and inserting in lieu thereof the word "person." Amend section 5 by striking out in line 2 the number "3" and inserting in lieu thereof the number "1" after the word "section." Amend section 5 by striking out the figure "4" in line 3 after the word "section" and inserting in lieu thereof the figure "2." Amend section 5 by striking out in line 6 of said section the word "physician" and inserting in lieu thereof the word "person." Amend Section 5 in line 6 by striking out the word "or" occurring after the word "purchase" and insert the words "or sell such" after the word "obtain." In line 7 of said section after the word "medicinal" insert the words "scientific or manufacturing." In line 8 after the word "to" insert the words "use, purchase, obtain or." In line 6 after the word "sell" insert the word "such." In line 9 after the word "medicinal" insert the words "scientific or manufacturing."

Amend section 6 by striking out the figure "6" in line 11 after the word "section" and inserting the figure "4" in lieu thereof. Amend section 7 by striking out in line 1 the figure "7" after the word "section" and inserting in lieu thereof the figure "5."

Amend Section 8 by striking out in line 1 the figure "8" after the word "section" and inserting in lieu thereof the figure "6." Amend section 8 by striking out in line 2 the words "physician or."

Amend section 9 by striking out in line 1 the figure "9" after the word "section" and inserting the figure "7" in lieu thereof.

Amend section 9 by striking out in line 2 the words "in equity." Amend section 9 by striking out the words "a physician or" and inserting in lieu thereof the word "any."

Amend section 10 by striking out in line 1 the figure "10" after the word "section" and inserting in lieu thereof the figure "8." Amend section 10 by adding in line 7 after the word "assembly" the following: "except so far as the same shall apply to the introduction, use and sale of non-beverage alcohol for medicinal, scientific or manufacturing purposes, as in this Act provided."

Amend Section 11 by striking out in line 1 the figure "1" after the word "section" and inserting in lieu thereof the figure "9".

Amend section 12 by striking out in line 1 the figure "12" after the word "section" and inserting the figure "10" in lieu thereof.

And when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 228, entitled: "An Act making it the duty of the owner or person holding possessory right to unfenced agricultural or grazing land, or patent mining claim, lying within the boundaries of National Forest Reserves, or adjacent thereto, to make the boundaries thereof, and to prevent recovery of damages for trespasses by herded sheep on said land when the same is unmarked" respectfully report as follows: That S. B. No. 228 be amended as follows:

Amend the title in line 5 by substituting the word "adjoining" for the word "adjacent."

Amend section 1 in line 6 by substituting the word "adjoining" for the word "adjacent."

Amend section 2 by striking out the words "by monuments" in the fourth line and all the remainder of said section, and substituting therefor the following words: "provided that such monuments or some tree, stump or post adjacent thereto shall be conspicuously marked with the name of the owner or claimant of such ground and the name of the claim or the description of the land claimed."

Amend section 3 by striking out the whole thereof and renumbering section 3 and substituting the word "adjoining" for the word "adjacent" in 4, and then adding at the close of said section the following words: "provided that no person or persons can claim exemption for trespassing under the provisions of this section where such person or persons shall have actual knowledge of the boundary lines of any lands herein referred to."

Amend section 5 by renumbering the same as section 4.

And when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Upon motion House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

Upon motion of Skulason, duly seconded and carried, H. B. No. 376 was ordered printed and the bill was placed on General Orders.

Upon motion of Dillavou, the House now resolved itself into a Committee of the Whole for the consideration of General Orders, all bills to be read by title section number only and open to amendment, except upon demand of any member that they be read at length.

GENERAL ORDERS.

Kemp in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Speaker:

We, your Committee of the Whole, having had under consideration business General Orders, respectfully report as follows: that

Sub. for S. B. No. 97 be concurred in with the following amendment:

Amend section 2 by adding thereto the following words: "Provided, the board of examiners may provide a contingent fund for each state department, commission, board, institution, or official, in a sum to be fixed by the board of examiners, to be used in the payment of urgent contingent expenses that may be necessary for the conduct of the business of such departments, commission, board, institution, or official, such expenditures to be thereafter examined and approved by the State Board of Examiners."

H. B. No. 381 do pass.

H. B. No. 385 do pass.

H. B. No. 377 do pass.

H. B. No. 382 do pass.

H. B. No. 383 do pass.

Senate Sub. for H. B. No. 103 do pass.

H. B. No. 390 do pass.

H. B. No. 32 do pass.

H. B. No. 161 do pass.

H. B. No. 376 do pass with the following amendment: Amend by adding section 11 another section as follows: "Section 12. This Act shall be in force and effect from and after its passage and approval."

H. B. No. 387 do pass.

H. B. No. 388 do pass.

H. B. No. 393 do pass with the following amendment: Amend sections 1 and 2 by inserting in line 6 after the words "mine inspector" the following: "mine foreman, and mine examiners."

H. B. No. 384 do pass.

KEMP, Chairman.

Report adopted.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, all contained in report of the Committee of the Whole were reported correctly passed and placed on third reading.

Upon motion of Dillavou, duly seconded and carried, H. B. Nos. 32, 6, and 161 were placed at head of list.

Speaker gave notice and signed in open session the following bills.
H. B. No. 174, H. Sub. S. B. No. 42, H. B. No. 22.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Insurance, having had under consideration S. B. No. 280, respectfully report as follows: That S. B. No. 270 be not concurred in.

W. E. DOWLIN (Yellowstone), Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Insurance, having had under consideration S. B. No. 186, respectfully report as follows: That Senate Bill No. 186 be concurred in.

Report adopted.

DOWLIN, of Yellowstone, Chairman.

Mr. Speaker:

We, your Committee on Insurance, having had under consideration, S. B. No. 153, by Junod, respectfully report as follows: That S. B. No. 153 be concurred in.

DOWLIN of Yellowstone, Chairman.

Report adopted.

Mr. Speaker:

We, your Minority Committee on Insurance, having had under consideration S. B. No. 240, respectfully report as follows: That S. B. No. 240 be concurred in.

JONES, TROY and SICKLER.

Mr. Speaker:

We, your Majority Committee on Insurance, having had under consideration S. B. No. 240, respectfully report as follows: That S. B. No. 240 be not concurred in.

DOWLIN of Yellowstone, Chairman.

Upon motion of Dowlin of Yellowstone, duly seconded and carried, the majority report was adopted.

Mr. Speaker:

We, your Committee on Highways, recommend that S. B. No. 141, by Junod, be concurred in with the following amendments:

Amend Section 1, line 5, by striking out the words and figures "Six Thousand (\$6,000.00) Dollars" in the printed bill and inserting in lieu thereof, the words and figures "Seven Thousand (\$7,000.00) Dollars."

Amend Section 5, by striking out in line 6, the word "public" and inserting in lieu thereof the word "State."

Amend Section 3, line 7, page 2, by striking out the word "first," and inserting the word "fifteenth."

Amend Section 8, line 8, by adding the following sentence: "Nothing herein contained shall be so construed as to permit Boards of County Commissioners of any county to perform highway or bridge construction work by force account of day labor for the State; except that by agreement between the State Highway Commission and the Boards of County Commissioners, such Boards of County Commissioners may perform highway or bridge maintenance work for the State."

Amend Section 10 by striking out Section 10, and inserting the following new section:

"Section 10. The Highway Commission shall organize and operate a division of maintenance and patrol for the purpose of regulating the traffic, use and speed upon public highways in the State. They shall upon the request of the Board of County Commissioners in the State, promulgate and establish special rules and regulations governing portions of highways as the Board of County Commissioners may request to be specially governed. All rules and regulations when promulgated and established by the State Highway Commission and accepted by the Board of County Commissioners of the Counties or County

and thereby, shall become rules of highways so designated in this State, and violations thereof shall be deemed a misdemeanor and punishable as such, person violating established rules and regulations may also be held responsible for any damage occasioned by such violations.

Report adopted.

McQUARRIE, Chairman.

Johnson of Deer Lodge moved that action of House whereby report of majority was adopted, be reconsidered.

Upon motion of O'Hara, duly seconded and carried, the above motion was upon the table.

Speaker:

Ye, your Committee on Fish and Game, to whom was referred Substitute I. B. No. 13, beg leave to report that the House do not concur in Senate amendments, and that a committee of three from the House be named to confer with a like committee from the Senate on the said amendments.

Report adopted.

BROOKS, Chairman.

Speaker:

Ye, your Committee on Fish and Game, to whom was referred Substitute I. B. No. 9, introduced by Committee on Fish and Game, beg leave to report the House do not concur in Senate amendments, and that a committee of three from the House be named to confer with a like committee from the Senate on the said amendments.

Report adopted.

BROOKS, Chairman.

Upon motion of Dillavou, duly seconded and carried, the Speaker appointed Committee of Three to confer with a like committee from the Senate relative to S. B. No. 117, as follows: Buell, Shoemaker and Roberts, and Committee on H. B. No. 13 the following: Brooks, Scharnikow, Skulason; and Committee on Sub. H. B. No. 9, the following: Chatfield, Perrine, Fairgrieve.

THIRD READING OF HOUSE BILLS.

House Bill No. 161 by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes. Anderson, Beley, Bell, Black, Boorman, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Chatfield, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Felton, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Jones, Kenyon, Knudsvig, Larson, MacDonald (Flathead), Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Reeves, Riekard, Rixon, Roberts, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Snell, Stoner, Swift, Troy, Williams. Total 58.

Noes. Austin, Blomquist, Brasier, Brooks, Cooney, Daily, Dunn, Faust, Goodland, Goodman, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), MacDonald (Silver Bow), McQuarrie, O'Hara, Roberts, Scharnikow, Skulason, Stevens, Treloar, Wade, Wallace, Wilcomb, Worden, Mr. Speaker. Total 27.

Absent and not voting: Allen, Arnold, Bergeson, Berglin, Bohling, Carlson, Clark, English, Geis, Haskell, Kemp, King, Lakin, Provinse, Ray, Rhoads, Riggs, Silver, Sickler, Smith, Spratt, Warren. Total 23.

House Bill No. 376, by Skulason, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes. Anderson, Austin, Beley, Bell, Bergeson, Black, Blomquist, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dunn, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden,

Penewell, Phelps, Reeves, Rickard, Rixon, Roberts, Sandy, Scharnikow, Shoemaker (Yellowstone), Skulason, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Worden, Mr. Speaker. Total 80.

Noes: O'Hara, Perrine. Total 2.

Absent and not voting: Allen, Anderson, Berglin, Bohling, Carlson, (Yellowstone), Dunbar, English, Haskell, Kemp, King, Provinse, Ray, Rhoads, Riggs, Rodgers, Rouleau, Sales, Shoemaker (Lewis and Clark), Silver, Smith, Spratt, Warren, Williams. Total 26.

H. B. No. 32, by Bergeson, having been read three several times, history and title agreed to, was passed by the following vote:

Ayes: Anderson, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Brooks, Brown (Lewis and Clark), Cady, Cavanaugh, Charters, Chatfield, Crumbaker, Daily, Dillavou, Dowlin (Rosebud), Dunn, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Haynes, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, Lakin, Larson, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Rixon, Roberts, Sales, Scofield, Shoemaker (Lewis and Clark), Skulason, Spencer, Troy, Wade, Worden. Total 62.

Noes: Brasier, Brown (Mineral), Cooney, Hanson, Hathaway, Johnson (Deer Lodge), McDonald (Silver Bow), Rickard, Scharnikow, Snell, Stevens, Treloar, Wallace, Wilcomb, Mr. Speaker. Total 16.

Absent and not voting: Allen, Arnold, Austin, Bohling, Brockway, Carlson, Conser, Dodds, Dowlin (Yellowstone), Dunbar, English, Fairie, Faust, Haskell, Kemp, King, Penewell, Reid, Rhoads, Riggs, Rodgers, Shoemaker (Yellowstone), Sickler, Silver, Smith, Spratt, Swift, Warren. Total 30.

H. B. No. 154, by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cavanaugh, Charters, Cooney, Crumbaker, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Reeves, Rickard, Rixon, Rodgers, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Worden, Mr. Speaker. Total 76.

Noes: McDonald (Silver Bow). Total 1.

Absent and not voting: Allen, Arnold, Black, Bohling, Brasier, Brown, Cady, Carlson, Chatfield, Conser, Covell, Dodds, Dunbar, English, Fairie, Haskell, Jones, Phelps, Provinse, Ray, Reid, Rhoads, Riggs, Rouleau, Sales, Shoemaker (Yellowstone), Sickler, Silver, Smith, Spratt, Warren. Total 31.

On motion by Johnson of Deer Lodge, which was seconded and carried, the House now adjourned until 10:30 A. M. Monday, February 28th.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FIFTY-SEVENTH DAY

House of Representatives, Helena, Montana, February 28, 1921.

House met at 10:30 A. M. pursuant to adjournment.

Mr. Speaker in chair.

Prayer by chaplain.

Roll called and all present except: Haskell, Sickler and Warren excused.

Quorum present.

The Journal Committee reported as follows:

Speaker:

We, your Committee on the Journal, have this day examined the Journal for Fifty-fifth Legislative Day, and have found same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion duly seconded and carried, were considered as read at length.

February 26, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that se Bill No. 277 was recommended for indefinite postponement, which resolution was adopted, and the bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 26, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that following bills were read third time and concurred in as amended, title agreed and the same are herewith returned to the House for concurrence in Senate amendments: H. B. Nos. 320, 240, 244 and 125.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 26, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that following bills were read third time and concurred in, title agreed to and same are herewith returned to the House: House Bills No. 160, 275, 355, H. B. No. 7, H. B. No. 210, 282, 164, 228, 252, 272, 249, 289, Sub. for H. B. No. 104, Sub. for H. B. No. 166, H. B. No. 158, 341, 317, and 143.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 26, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that following Bills were read third time and concurred in, title agreed to and same are herewith returned to the House: H. J. M. No. 16, H. B. Nos. 230, 310, 324, 309, 45, 222, 76, 133, 141, 214, 224, 194, 245, 303, H. J. R. No. 1, H. J. M. No. 9, H. J. M. No. 11.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 26, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that Standing Committees reported as follows:

Committee on Public Buildings reported H. B. No. 337, by Scofield, "An act to amend section 12, chapter 125 of the Montana Session Laws of 1911, increasing the charge for the maintenance of patients not exceeding \$1.00 per day, recommend that same be concurred in."

Committee on Enrolled Bills reported Senate Bills No. 192, 118, 7, 184, 124, 209, 150, 182, 163, 104 and S. J. M. No. 2 correctly enrolled.

Committee on Taxation reported H. B. No. 125, by Committee on Revenue and Taxation, "An Act requiring all persons, firms, associations, joint stock companies, syndicates, and corporations engaging in or carrying on the business in this state of selling gasoline and distillate in this state, to pay the state treasurer certain license fees for engaging in and carrying on such business in this state; fixing the amount of such license fee; or providing a method for the assessment, collection and disposition thereof; and prescribing penalty for the violation of this Act," recommend that same be amended as follows:

Amend section 12 by striking out all that portion thereof, reading as follows: "a special fund to be known as 'Gasoline License Tax Fund,' and inserting in lieu thereof the following: "the general fund of the State of Montana."

Strike out all of sections 13 and 14 and renumber sections 15, 16, and 17 so that the same will appear as sections 13, 14 and 15, respectively, and so amended the same be concurred in.

Committee on Banks and Banking reported H. B. No. 84, by Wilcomb, "An Act to punish false and injurious statements affecting banks," recommend that same be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 26, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion and by vote of the Senate the Senate concurred in House amendments to the following bills: Senate Bills No. 115, 225, 159, 210 and 227.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 26, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session the following bills: S. Nos. 192, 118, 197, 7, 184, 124, 209, 150, 163, 182, 104, S. J. M. No. 2.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 26, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File respectfully reported as follows:

H. B. No. 222 and recommend that same be concurred in.

H. B. No. 277 and recommend that same be concurred in.

H. B. No. 45 and recommend that same be concurred in.

H. B. No. 61 and recommend that same be not concurred in.

H. B. No. 76 and recommend that same be concurred in.

H. B. No. 133 and recommend that same be concurred in.

H. B. No. 192 and recommend that same be placed on General File

Monday.

H. B. No. 194 and recommend that same be concurred in.

H. B. No. 141 and recommend that same be concurred in.

H. B. Nos. 206 and 207 and recommend that same be placed on General File for Monday.

H. B. No. 214 and recommend that same be concurred in.

H. B. No. 224 and recommend that same be concurred in.

- H. B. No. 240 and recommend that same be concurred in.
- H. B. No. 244 and recommend that same be concurred in.
- H. B. No. 245 and recommend that same be concurred in.
- H. B. No. 260 and recommend that same be put on general file for Monday.

H. B. No. 263 and recommend that the same be placed at head of General for Monday.

- H. B. No. 303 and recommend that same be concurred in.
- H. B. No. 309 and recommend that same be concurred in.
- H. B. No. 310 and recommend that same be concurred in.
- H. B. No. 320 and recommend that same be concurred in.
- H. B. No. 324 and recommend that same be concurred in.
- H. J. R. No. 1 and recommend that same be concurred in.
- H. B. No. 365 and recommend that same be concurred in.
- H. J. M. No. 9 and recommend that same be concurred in.
- H. J. M. No. 11 and recommend that same be concurred in.
- H. J. M. No. 16 and recommend that same be concurred in.
- H. B. No. 125 and recommend that same be amended as follows:

Amend the title by striking out the word "fees" wherever it occurs in the and insert in lieu thereof the word "taxes."

Amend by striking out the word "fee" or "fees" wherever the same occur, insert the word "tax" or "taxes."

Amend by striking out wherever the words appear, the words "or Montana Tax Commission if such Commission be created by this Assembly," and amended recommend that same be concurred in.

H. B. No. 84 and recommend that same be amended as follows: Amend section 1 by adding in line 4 between the words "institution" and "or" the words "insurance company, store, commercial institution," amend section 1, line 5, adding "or otherwise" after "supervision." Amend section 1 by inserting the word "any" on line 4 the words "person, firm, copartnership, or corporation." Amend title by striking out the word "banks" and inserting in lieu thereof the words "persons, firms, copartnership, corporation, banks and co-operative institutions and providing penalties for the violation thereof."

Amend section 1 by inserting between the word "any" and the word "state" the word "false," and as amended recommend that same be placed on General File for Monday.

H. B. No. 337 and recommend that same be concurred in.

H. B. No. 230 and recommend that same be concurred in.

H. B. No. 109 and recommend that same be placed on General File for Monday.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 26, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that Standing Committees reported as follows:

Committee on New Counties and Divisions reported H. B. No. 148, by son, "An Act to provide for the transfer to new counties of the records, maps, plats, and charts relating to land classification of old counties whose territory may be included in new counties, which records apply exclusively to territory included in such new counties, and making same the legal records of new counties," recommend that the title of said bill by adding thereto, and providing for a like transfer where territory is taken from one county added to another."

And that section 1 of said bill be amended by adding at the end of the "county" in line 9 of the printed bill, the following: "An provided further in the event territory is taken from one county and added to another county maps and records covering such territory taken, shall be transferred to enlarged county."

And that section 1 be amended in line 11 of the printed bill by adding the words "or enlarged county," after the word "county," and as so amended that the bill be concurred in.

Committee on Stockgrowing and Grazing reported H. B. No. 274, by James, "An Act relating to the service of stallions and jacks, and repealing sections 5813 and 5815 of the Revised Codes of Montana, 1907, as amended by chapters 45 of the Laws of the Thirteenth Legislative Assembly, approved March 1, 1913," recommend that same be concurred in.

Also H. B. No. 175, by Riggs, "An Act defining duties of cities or towns and their officers or agents in case livestock or domestic animals of any kind are impounded, restrained or seized, by such city or town, and defining the duties of the secretary of Montana Livestock Commission in such cases, recommend that same be concurred in.

Also H. B. No. 273, by Dowlin, "An Act to amend section 1, chapter 25, of the Session Laws of the Eleventh Legislative Assembly entitled: 'An Act to provide for the assessment of livestock, creating a migratory stock fund, and providing for the collection and distribution of taxes thereon,' recommend that same be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 26, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion by Senator Larson, duly seconded and carried, and by a vote of the Senate the Senate concurred in House amendments to Senate Bill No. 155.

Upon motion of Senator Donlan, duly seconded and carried, Senate Bills Nos. 155 and 193 were referred to the Committee on Counties and Townships for consideration of House amendments.

Upon motion by Senator Donlan, duly seconded and carried, House Bill No. 220 was referred to Committee on Counties and Towns.

Upon motion of Senator Burlingame, and by the vote of the Senate, the Senate concurred in House amendments to Senate Bill No. 227.

Upon motion of Senator Anderson, duly seconded and carried, a conference committee consisting of Senator Anderson, Parker and Harmon were appointed to confer with the House relative to House amendments to Senate Bill No. 177.

Upon motion of Senator Junod, duly seconded and carried a conference committee, consisting of Senators Junod, Harmon and Clark were appointed to consider House amendments to Senate Bill No. 139.

Upon motion of Senator Gallwey, and by a vote of the Senate, the Senate concurred in House amendments to Senate Bill No. 201.

Upon motion of Senator Coburn, and by a vote of the Senate, the Senate concurred in House amendments to Senate Bill No. 233.

Upon motion of Senator Leuthold and by a vote of the Senate, the Senate concurred in House amendments to Sub. for Senate Bills No. 238 and 245.

Upon motion of Senator Leuthold, and by a vote of the Senate, the Senate concurred in House amendments to Senate Bill No. 246.

Upon motion by Senator Leuthold, duly seconded and carried, the President appointed a conference committee consisting of Senators Leuthold, Green and Griffin to act with a like committee from the House to confer on House amendments to Senate Bill No. 205.

Upon motion of T. P. Stewart, duly seconded and carried, House Bill No. 277 was segregated from the report of the Committee of the Whole.

Upon motion of Senator Larson, duly seconded and carried, House Bill No. 277 was recommended for indefinite postponement.

Upon motion of Senator Hazelbaker, and the vote of the Senate, the Senate concurred in House amendments to Senate Bill No. 253.

Upon motion of Senator Griffin, and the vote of the Senate, the Senate concurred in House amendments to Senate Bill No. 270.

The President gave notice and signed in open session, the following bills: H. B. No. 22, House Sub. for S. B. No. 42 and H. B. No. 174.

pon motion of Senator Donlan, duly seconded and carried, House Bill 1 was taken from the Calendar for third reading.
 Senator Donlan gave notice that he would make a motion on Monday to consider the vote on House Bill No. 265.
 pon motion of Senator Foster, duly seconded and carried, the Senate considered the vote on House Bill No. 365.
 pon motion by Senator Slattery, duly seconded and carried, House Bill 35 was placed on General File for Monday.
 pon motion of Senator Donlan, and the vote of the Senate, the Senate rred in House amendments to Senate Bill No. 286.
 pon motion of Senator Burlingame, duly seconded and carried, Senate No. 7 was recalled from the Enrolling Committee.
 pon motion of Senator Burlingame, and the vote of the Senate, the e concurred in House amendments to Senate Bill No. 7.
 pon motion of Senator Heren, duly seconded and carried, the Senate aded at 5:45 P. M. to meet Monday, February 28th, 1921, at 10:30 P. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

REPORT OF STANDING COMMITTEES.

he following reports were received from Standing Committees:

Speaker:

Ve, your Committee on Judiciary, having had under consideration S. No. 211, entitled: "An Act authorizing the designation and appointment of judges throughout the State of Montana to act in the capacity of commissioners of the Supreme Court, in order to relieve the court from the over-conditions of its calendar; to provide required additional clerical as-ee; prescribing certain duties of district judges and declaring the same emergency," respectfully report as follows: That S. B. No. 211 be con- l in.

O'HARA, Chairman.

Report adopted.

Speaker:

Ve, your Committee on Judiciary, having had under consideration S. No. 283, entitled: "An Act authorizing and directing the borrowing of million dollars by the State of Montana for the purpose of paying out- ing claims and accruing claims, charges and appropriations against the al Fund of the State of Montana, making provisions as to the terms onditions thereof, and directing the disposition of the proceeds thereof; ling for the repayment of the same and the interest thereon and creating, e purpose of such repayment from the moneys accruing from taxes levied eneral state purposes for the years 1921 and 1922, a special fund to be a as the "Treasury Note Redemption Fund" and making an appropriation ch repayment; authorizing and directing the issuance of a series of treas- otes for said loan; fixing the form thereof, making an appropriation for ayment of all expenses incident to negotiation of said loan and the ise of said notes; repealing all acts or parts of acts in conflict herewith. eclarng an emergency," respectfully report that S. B. No. 283 be con- l in.

O'HARA, Chairman.

Report adopted.

Speaker:

Ve, your Committee on Judiciary, having had under consideration su tute for S. B. No. 221, entitled: "An Act amending sections 4413, 4415, an 416 of the Revised Codes of Montana of 1907, relating to foreign corpo- ra- is," respectfully report as follows: That Sub. for S. B. No. 221 be amend- ed follows:

Strike out the word "after" in line 1 of page 4, and insert in lieu thereof the word "without." And when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration substitute for S. B. No. 142 entitled: "An Act relating to court reporters, defining their duties, fixing their compensation and amending section 6373, 6374, 6375, 6376, 6377 and 6378 as amended by chapter 80, page 109 of the Laws enacted by the Eleventh Legislative Assembly of the State of Montana, 6379 and 6380 of the Revised Codes of Montana, of 1907," respectfully report as follows: That Sub. for S. B. No. 142 be not concurred in.

O'HARA, Chairman

Report adopted.

Mr. Speaker:

We, your Committee on Enrollment, respectfully report as follows: That H. B. Nos. 223, 186, 209, 185, 176, 211, and 68 have this day been delivered to the Governor's Office for his approval; also H. B. No. 22 and 174 and H. B. Sub. for S. B. No. 42.

BLACK, Chairman

Report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR.

House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures:

H. B. No. 22, submitting constitutional amendment relating to form of government for cities and counties.

H. B. No. 68, creating game preserve in Teton County.

H. B. No. 186, State Prison deficiency appropriation.

H. B. No. 174, relating to pool and billiard halls.

H. B. No. 209, appropriation for Deer Lodge Valley Farms Company.

H. B. No. 176, appropriation for Tuberculosis Sanitarium.

H. B. No. 185, State Hospital deficiency appropriation.

H. B. No. 211, State Fair deficiency appropriation.

H. B. No. 223, relating to term of office of water commissioners.

H. B. Sub. for S. B. No. 42, relating to agisters' liens.

JOS. M. DIXON, Governor

THIRD READING OF HOUSE BILLS.

H. B. No. 377, by Sub-Committee on Appropriations and Deficiency Claims having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Austin, Beley, Bell, Bergeson, Berglin, Bohling, Boon, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Brady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Daily, Dillavou, Hedges, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gille, Glette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hethaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kenyon, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Spratt, Stoner, Stoner, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Allen, Arnold, Black, Blomquist, Buell, Chas. Crumbaker, Dowlin (Yellowstone), Hanson, Haskell, Hills, Johnson (Silver Bow), King, Knudsvig, MacDonald (Flathead), Parsons, Penewell, Rouleau, Sklar, Skulason, Snell, Spencer, Swift, Worden. Total 24.

Upon motion of Scharnikow, the House extended a vote of confidence in the integrity, ability and work of Rodgers of Beaverhead as a member of the Finance and Taxation Committee, which motion was unanimously carried.

H. B. No. 385 by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Anderson, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Carlson, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Fairgrieve, Faust, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kemp, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Phelps, Ray, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Spencer, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams. Total 73.

Noes: None.

Absent and not voting: Arnold, Austin, Black, Buell, Cady, Cavanaugh, Crumbaker, Dillavou, Dunbar, English, Geis, Gullidge, Haskell, Johnson (Fergus), Kenyon (Silver Bow), Kenyon, King, Lakin, MacDonald (Flathead), O'Hara, Penewell, Perrine, Provinse, Reid, Rouleau, Scharnikow, Sickler, Silver, Skulason, Spratt, Stevens, Wallace, Warren, Worden, Mr. Speaker. Total 35.

H. B. No. 381, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Beley, Bell, Bergeson, Berglin, Blomquist, Brasier, Brockway, Brooks, Brown (Mineral), Cady, Carlson, Charters, Conser, Cooney, Covell, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Kenyon (Fergus), Kemp, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Perrine, Phelps, Ray, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams. Total 71.

Noes: None.

Absent and not voting: Allen, Arnold, Austin, Black, Bohling, Boorman, Brown (Lewis and Clark), Buell, Cavanaugh, Chatfield, Crumbaker, Dillavou, English, Gullidge, Haskell, Johnson (Silver Bow), Jones, Kenyon, King, Lakin, MacDonald (Flathead), O'Hara, Penewell, Provinse, Reid, Rodgers, Rouleau, Scharnikow, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Stevens, Wallace, Warren, Worden, Mr. Speaker. Total 37.

H. B. No. 382, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Beley, Bell, Bergeson, Berglin, Blomquist, Brasier, Brockway, Brooks, Cady, Carlson, Charters, Conser, Cooney, Covell, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Parsons, Peden, Phelps, Provinse, Ray, Reeves, Rhoads, Rickard, Riggs, Roberts, Scofield, Shoemaker (Lewis and Clark), Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wilcomb, Williams. Total 67.

Noes: Perrine, Sales, Sandy. Total 3.

Absent and not voting: Allen, Arnold, Austin, Black, Bohling, Boorman, Brown (Lewis and Clark), Brown (Mineral), Buell, Cavanaugh, Chatfield, Crumbaker, Dillavou, Faust, Geis, Haskell, Johnson (Silver Bow), Kenyon, King, Larson, MacDonald (Flathead), O'Hara, Penewell, Reid, Rixon, Rodgers, Rouleau, Scharnikow, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Stevens, Wade, Wallace, Warren, Worden, Mr. Speaker. Total 38.

Upon motion of Buell, duly seconded and carried, the vote by which H. B. No. 382 was passed, was reconsidered and the bill was returned to General Order.

Mr. Speaker in chair.

H. B. No. 383, by Committee on Appropriations by request, having been read several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Bell, Berglin, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Conser, Cooney, Covell, Ily, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gillette, Goodman, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kemp, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Peden, Provinse, Ray, Reeves, Rhoads, Riggs, Roberts, Rouleau, Sales, Scofield, Smith, Spencer, Spratt, Stoner, Treloar, Wade, Warren, Worden. Total 56.

Noes: Brockway, Dodds, Hathaway, Perrine, Phelps, Rickard, Snell, Stoner. Mr. Speaker. Total 9.

Absent and not voting: Allen, Arnold, Austin, Beley, Bergeson, Black, Blomquist, Boorman, Cavanaugh, Charters, Chatfield, Crumbaker, Dillavou, Dowlin (Yellowstone), Geis, Goodland, Gullidge, Haskell, Johnson (Fergus), Johnson (Silver Bow), Kenyon, King, Lakin, MacDonald (Flathead), Northey, O'Hara, Penewell, Reid, Rodgers, Sandy, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Stevens, Swift, Wallace, Warren, Wilcomb, Williams, Worden. Total 43.

The following communication was received and read in the House:

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body, that on motion of Senator Edwards, duly seconded and carried, the Senate requests the return of House Bill No. 269 and Substitute for House Bill No. 56, for consideration.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Upon motion of Dodds, duly seconded and carried the request contained in the above communication was complied with.

H. B. No. 390, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Beley, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Conser, Cooney, Covell, Ily, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gillette, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kemp, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Ogden, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Stoner, Snell, Spencer, Spratt, Swift, Treloar, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Allen, Arnold, Austin, Bell, Bergeson, Berglin, Blomquist, Boorman, Brooks, Cavanaugh, Charters, Chatfield, Crumbaker, Dillavou, Geis, Goodland, Gullidge, Haskell, Johnson (Fergus), Johnson (Silver Bow), Kenyon, King, Lakin, MacDonald (Flathead), Northey, O'Hara, Parsons, Penewell, Rhoads, Rodgers, Scharnikow, Scofield, Sickler, Silver, Skulason, Stoner, Stoner, Wade, Warren, Worden. Total 41.

H. B. No. 387, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Beley, Bell, Bergeson, Bohling, Boorman, Brasier, Brockway, Brown (Mineral), Buell, Cady, Carlson, Charters, Cooney, Covell, Ily, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kemp, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Peden, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Shoemaker (Lewis and Clark), Smith, Stoner, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Mr. Speaker. Total 72.

Noes: None.

absent and not voting: Allen, Arnold, Austin, Berglin, Black, Blomquist, s, Brown (Lewis and Clark), Cavanaugh, Chatfield, Conser, Crumbaker, ou, Dowlin (Yellowstone), Geis, Gullidge, Haskell, Johnson (Fergus), John-Silver Bow), Kenyon, King, MacDonald (Flathead), Northey, O'Hara, Pene-Phelps, Rodgers, Scofield, Shoemaker (Yellowstone), Sickler, Silver, Skula-stevens, Wallace, Warren, Worden. Total 36.

S. B. No. 388, by Committee on Appropriations, having been read three sev-imes, title and history agreed to, was passed by the following roll call:

yes: Anderson, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boor-Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Charters, Cooney, Covell, Daily, Dodds, Dunbar, Dunn, English, ieve, Faust, Felton, Gillette, Goodland, Goodman, Green (Dawson), Hanson, away, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kemp, Knuds-arson, McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Peden, Pene-Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, ts, Rouleau, Sales, Sandy, Shoemaker (Lewis and Clark), Shoemaker (Yel-one), Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, mb, Williams, Mr. Speaker. Total 74.
noes: None.

absent and not voting: Allen, Arnold, Austin, Black, Carlson, Cavanaugh, ield, Conser, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellow-stone), Geis, Green (Flathead), Gullidge, Haskell, Johnson (Fergus), Johnson (Silver Bow), Kenyon, King, Lakin, MacDonald (Flathead), Northey, O'Hara, Ro-rs, Scharnikow, Scofield, Sickler, Silver, Skulason, Stevens, Wallace, War-ren, Worden. Total 34.

S. B. No. 384, by Committee on Appropriations, having been read three sev-imes, title and history agreed to, was passed by the following roll call:

yes: Anderson, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boor-Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Char-Conser, Cooney, Covell, Daily, Dodds, Dunn, English, Fairgrieve, Felton, and, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, es, Hunter, Johnson (Deer Lodge), Jones, Kemp, Kenyon, Knudsvig, Larson, Mc-nald (Silver Bow), Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Prov-Ray, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, akar (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Spencer, Sp-er, Stoner, Swift, Treloar, Troy, Wilcomb, Williams, Mr. Speaker. Total 69.
noes: None.

absent and not voting: Allen, Arnold, Austin, Black, Brown (Mineral), Carl-son, Cavanaugh, Chatfield, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Y-awstone), Dunbar, Faust, Geis, Gillette, Gullidge, Haskell, Hills, Johnson (F-rgus), Johnson (Silver Bow), King, Lakin, MacDonald (Flathead), McQuar-orthey, O'Hara, Reid, Rodgers, Scharnikow, Scofield, Sickler, Silver, Skula-stevens, Wade, Wallace, Warren, Worden. Total 39.

The Speaker at this time appointed a committee of three to confer with a ommittee from the Senate relative to amendments to S. B. No. 205, as fol-low: Conser of Fallon, Sandy of Carter and Daily of Missoula.

S. B. No. 393, by Committee on Appropriations, having been read three sev-imes, title and history agreed to, was passed by the following roll call:

yes: Anderson, Beley, Bell, Bergeson, Berglin, Blomquist, Boorman, Bras-rooks, Brown (Lewis and Clark), Buell, Cady, Charters, Chatfield, Conser, Cov-ey, Covell, Daily, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Fea, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Han-hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kemp, Krl-vig, Larson, McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Peden, Pe-ell, Perrine, Phelps, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Roan, Sales, Sandy, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sn), Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Mr. Sp-er. Total 70.
noes: None.

absent and not voting: Allen, Arnold, Austin, Black, Bohling, Brockway, Br- (Mineral), Carlson, Cavanaugh, Crumbaker, Dillavou, Dodds, Dowlin (Roud), Faust, Geis, Gullidge, Haskell, Johnson (Fergus), Johnson (Silver

Bow), Kenyon, King, Lakin, MacDonald (Flathead), Northey, O'Hara, Prose, Ray, Rodgers, Scharnikow, Scofield, Sickler, Silver, Skulason, Stevens, Wallace, Warren, Williams, Worden. Total 38.

H. Sub. S. B. No. 97, by Ways and Means Committee, having been read several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Bohling, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Charters, Cooney, Covell, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Felton, Gillette, Goodland, Goodman, Green (Davy), Green (Flathead), Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Kemp, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Peden, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Swift, Treloar, Troy, Wade, Wilcomb, Williams. Total 70.

Noes: Brown (Mineral), Hathaway, Rouleau, Spratt, Stoner, Mr. Speaker. Total 6.

Absent and not voting: Allen, Austin, Black, Blomquist, Boorman, Cavanaugh, Chatfield, Crumbaker, Dillavou, Faust, Geis, Gullidge, Haskell, Johnson (Fergus), Johnson (Silver Bow), Kenyon, King, MacDonald (Flathead), Ogden, O'Hara, Parsons, Penewell, Phelps, Rodgers, Scharnikow, Sickler, Skulason, Stevens, Wallace, Warren, Worden. Total 32.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the Senate amendments to all remaining House Bills on Third Reading were concurred in by an aye and no vote.

The Senate amendment to H. B. No. 105 by Dillavou was concurred in by an aye and no vote.

The Senate amendment to H. B. No. 137, by Geis, was concurred in by an aye and no vote.

The Senate amendments to H. B. No. 72, by Hathaway, were concurred in by an aye and no vote.

The Senate amendments to H. B. No. 240, by Judiciary Committee, were concurred in by an aye and no vote.

Upon motion by MacDonald of Flathead, duly seconded and carried, the Speaker appointed a conference committee of three to act with a like committee from Senate, relative to Senate amendments on H. B. No. 120, by MacDonald of Flathead, as follows: MacDonald of Flathead, Hathaway of Ravalli, and Rouleau of Silver Bow.

The Senate amendments to H. B. No. 320, by Skulason, were concurred in by an aye and no vote.

The Senate amendments to H. B. No. 125, by Revenue and Taxation Committee, were not concurred in.

Upon motion by Gullidge, duly seconded and carried, a conference committee of three was appointed to act with a like committee from Senate upon Senate amendments to H. B. No. 125, as follows: Gullidge, of Prairie, Treloar of Silver Bow, and Beley, of Wheatland.

The Senate amendments to H. B. No. 244, by Roberts, were concurred in by an aye and no vote.

Upon motion by Buell, duly seconded and carried, H. B. No. 382 was from General Orders and referred to Committee on Appropriations.

Upon motion of Silver, duly seconded and carried, the Committee on Ways was instructed to report on H. B. No. 281 when House convened in recess.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, House recessed until 2:30 P. M.

AFTERNOON SESSION.

House resumed.

Speaker in chair.

The Senate having refused to concur in House amendments to S. B. No. 139, and having requested a conference committee to be appointed to confer with a like committee from the Senate on House amendments on S. B. No. 139, Speaker appointed the following: O'Hara, Brown (Mineral), and Swift.

The Senate, having refused to concur in House Amendments to S. B. No. 177, and requesting the appointment of a committee of three to confer with a committee from the Senate on amendments to S. B. No. 177, the Speaker appointed the following: Johnson of Silver Bow, Cady of Lincoln and Goodrich of Cascade.

MOTIONS AND RESOLUTIONS.

Upon motion of Dillavou duly seconded and carried the action of the House adopting the adverse report of Judiciary Committee on S. B. No. 142 was considered and the bill was placed on General Orders.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Speaker:

We, your Committee on Railroads and Transportation, having had under consideration Senate Bill No. 255, a bill for an Act entitled: "An Act to permit common carriers to carry free or at reduced rates secretaries of commercial clubs, or officers or representatives of farmers' organizations," respectfully report as follows: That Senate Bill No. 255, be not concurred in.

BROWN, of Lewis and Clark, Chairman.

Report adopted.

Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 230, entitled: "An Act to prevent fraud in the sale or disposition of stocks, bonds, and other securities, and providing penalties for violations thereof," respectfully report as follows: That S. B. No. 230, be not concurred in.

O'HARA, Chairman.

Report adopted.

Speaker:

We, your Committee on Judiciary, having had under consideration substitute for Senate Bill No. 259, entitled: "An Act relating to the compensation of State officers, deputies and clerks," respectfully report as follows: That substitute for S. B. No. 259 be not concurred in.

O'HARA, Chairman.

Report adopted.

Speaker:

We, your Committee on Public Health, having had under consideration S. B. No. 217, introduced by Siegfriedt, entitled: "An Act prohibiting the manufacture, sale, or the possession with intent to sell, any article of food containing salicin and providing a penalty for its violation," respectfully report as follows: That S. B. No. 217 be concurred in.

RHOADS, Chairman.

Report adopted.

Speaker:

We, your Committee on Judiciary, having had under consideration, Substitute for S. B. No. 99, entitled: "An Act authorizing county commissioners to fix number, compensation, term and tenure of office of all deputies, clerks and graphers employed by all county officers," respectfully report as follows: Insert in line 3, Section 1, after the word "shall" the words "on or before the first day of January of each year" and inserting after the word "officers" in line 5 of said Section the words "for the ensuing year." Strike out of Section line 4 of the original bill the figures "3133."

Amend the title of the bill by adding thereto the words "and repealing all laws and parts of acts in conflict herewith." And when so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, S. B. No. 254, entitled: "An Act to detach Jefferson County from the Fifth Judicial District and to annex it to the First Judicial District of the State of Montana," respectfully report as follows:

That S. B. No. 254, be amended as follows: Amend Section 2 to read as follows:

"Section 2. That Chapter 91 of the Session Laws of the Eleventh Legislative Assembly be, and the same is hereby repealed."

Amend the title by the addition of the words "and to repeal Chapter 91 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana."

Strike out in line 12 the word "First" and insert the word "Second."

Strike out in line 13 the word "First" and insert the word "Second."

Strike out in line 15 the words "Lewis and Clark" and insert the words "Silver Bow."

Strike out in line 20 the word "First" and insert the word "Second."

Strike out the word "First" appearing in the title and insert in lieu thereof the word "Second." And when so amended the bill be concurred in.

Report adopted.

O5HARA, Chairman

Mr. Speaker:

We, your Joint Committee on Constitutional Amendments, having had under consideration H. B. No. 4, by Bergeson, entitled: "A bill for an Act entitled: 'An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article XII of the Constitution, as amended creating county boards of equalization, and a state tax commission, and defining their powers and duties,'" respectfully report as follows:

That Section 2 of said Bill be amended by striking out the following language therein: "provided, however, that the salary of each commissioner shall not be less than Five Thousand Dollars (\$5,000.00) per annum," and when so amended said bill do pass.

SENATOR PAUL,

REPRESENTATIVE ENGLISH

Report adopted.

Mr. Speaker:

We, your Joint Committee on Constitutional Amendments, having had under consideration H. B. No. 261, by Dillavou, being an Act entitled: "An Act to submit to the qualified electors of the State of Montana an amendment of Sections 2, 3, 4, 5 and 6, of Article VI, of the Constitution of the State of Montana, relating to apportionment and representation; providing that the maximum number of members of the Senate of the State of Montana shall be 35, and the maximum number of the House of Representatives of the State of Montana shall be 70, and providing a method of creating senatorial and representative districts," respectfully recommend as follows: That said bill do pass.

Report adopted.

Upon motion of Cavanaugh, duly seconded and carried, H. B. No. 4 and H. B. No. 261 were reported correctly printed and placed at head of list on General Orders.

Mr. Speaker:

We, your Committee on Highways, having had under consideration H. B. No. 281, introduced by Silver, a bill for an Act entitled: "An Act to amend Section 2894 of the Revised Codes of Montana of 1907, relating to the general and permanent powers of boards of county commissioners by adding a new subsection thereto to be known as "twenty-eight," respectfully report as follows: That H. B. No. 281 do not pass.

Report adopted.

McQUARRIE, Chairman

Mr. Speaker:

We, your Joint Committee on Apportionment and Representation, having had under consideration H. B. No. 331, respectfully report as follows: That H. B. No. 331 do not pass.

Report adopted.

BROCKWAY, Chairman

Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 32, Sub. 97, 387, 376, 388, 393, 392, beg leave to report that the same have this been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Upon motion of McQuarrie, duly seconded and carried, S. B. No. 141 was read at the head of the list on General Orders.

Upon motion of Gullidge, duly seconded and carried, the House now resolved if into a Committee of the Whole, for consideration of General Orders, all late Bills to be read by title and section number only and open to amendment, except upon demand of any one member that they be read at length, and debate be limited to ten minutes to each side.

GENERAL ORDERS.

Roberts in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Speaker:

We, your Committee of the Whole, having had under consideration, business General Orders, respectfully report as follows:

H. B. No. 392 do pass.

H. B. No. 261 be made special order of business on Calendar for General Orders for Tuesday at 2:30 P. M.

H. B. No. 4 be made special order of business on Calendar for General Orders for Tuesday at 2:40 P. M.

S. B. No. 141 be amended as follows: Amend Section 1 by striking out the whole thereof and inserting in lieu thereof the words:

"Section 1. There is hereby created a State Highway Commission to consist of three members, of whom not more than two shall at any time belong to the same political party. On or before the first Monday in April, 1921, the Governor shall appoint the members of said Highway Commission, who shall hold office for the term of three years, except that the members first appointed, one shall be appointed for the period of one year, one for the period of two years, and one for the period of three years, and the term of office of each member of said Commission first appointed by the Governor shall be designated by the Governor in his appointment. The Governor shall thereafter on or before the first Monday of April of each year appoint one member of the State Highway Commission. A vacancy in the office of any member of said Commission shall be filled by the Governor in the same manner as the original appointment, but shall only be for the unexpired term of such office made vacant."

S. B. No. 141 be re-referred to Committee on Highways with amendment reported in Committee of the Whole for further consideration.

S. B. No. 289 be concurred in with the following amendment.

Amend title by adding in line one, on page 2, of printed bill after the word "purposes" the following "providing that nothing herein contained will compel any retail druggist or pharmacist to handle whiskey, rum, brandy, ale, beer, wine or any compound thereof capable of use as a beverage."

Amend section 4 by adding after the word "permit" in line 8 the following: "provided that nothing herein contained will compel any retail druggist or pharmacist to handle whiskey, rum, brandy, ale, beer, wine, or any compound thereof capable of use as a beverage."

S. B. No. 180 be concurred in.

S. B. No. 208 be concurred in with the amendment of committee.

Sub. for S. B. No. 130 enacting clause be stricken therefrom.

S. B. No. 290 be concurred in with the following amendment:

Amend section 1 by striking out in lines 5 and 6 of printed bill the words "who is compelled to remain away from the polls on election day, because of the serious illness of his family."

S. B. No. 216 be concurred in with amendment of committee.

S. B. No. 241 be concurred in.

S. B. No. 256 be concurred in.

- S. B. No. 222 be concurred in.
- S. B. No. 257 be not concurred in.
- S. B. No. 228 be concurred in with Committee amendments.
- S. B. No. 194 be concurred in.
- S. B. No. 211 be concurred in.
- Sub. for S. B. No. 221 be concurred in.
- S. B. No. 186 be concurred in.
- S. B. No. 153 be re-referred to Committee on Insurance.
- Sub. for S. B. No. 99 the enacting clause be stricken therefrom.
- S. B. No. 254 enacting clause be stricken out.
- S. B. No. 217 be concurred in.

ROBERTS, Chairman.

Roberts moved that the report of the Committee of the Whole be adopted.

As a Substitute, Ogden moved that S. B. No. 130 be segregated from the report of the Committee of the Whole and the motion as pertaining to S. No. 130 was laid upon the table, thereupon the report was adopted.

The Speaker gave notice and signed in open session the following bills:

S. B. No. 206, by Committee on Livestock, Agriculture, Dairies and Dairying.

- S. B. No. 253, by Haley.
- Sub. for S. B. No. 199, by Stewart. D. L.
- S. B. 159, by Griffin.
- S. B. 244, by Hazelbaker.
- S. B. 181, by Gibson.
- S. B. 198, by Connelly.
- S. B. 168, by Kirton.
- S. B. 262, by Lewis.
- S. B. 294, by Leuthold.
- S. J. M. 3, by Griffin.
- S. J. M. 4, by Mains.
- S. J. Res. 7, by Junod.
- S. B. 227, by Burlingame.
- S. B. 183, by Coburn.
- H. B. 214, by Spencer.
- H. B. 228, by Committee on Livestock and Public Ranges.
- H. J. M. 11, by Jones.
- H. B. 245, by Roberts.
- H. B. 143, by Geis and Roberts.
- H. B. 167, by Special Joint Senate and House Committee.
- H. B. 194, by Committees on Revenue and Taxation.
- H. B. 252, by Committee on Appropriations.
- H. B. 324, by Roberts.
- H. B. 310, by Committee on Insurance.
- H. B. 289, by Committee on Affairs of Cities.
- H. B. 355, by Committee on Appropriations.
- Sub. H. B. 249, by Public Morals, Charities and Reforms.
- H. B. 309, by Committee on Insurance.
- H. B. 160, by Green of Flathead.
- Sub. H. B. 166, by Railroads and Transportation.
- H. B. 224, by O'Hara.
- H. B. 41, by Silver.
- H. B. 282, by Committee on Appropriations.
- H. B. 275, by Committee on Appropriations.
- H. B. 341, by Committee on Agriculture.
- H. B. 158, by MacDonald of Flathead.
- H. B. 76, by Bell.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Bills No. 1, 217, 391, and 270, beg leave to report that the same have this date been turned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Upon motion of Johnson of Deer Lodge, the House adjourned until 10:00 o'clock A. M., Tuesday, March 1st.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FIFTY-EIGHTH DAY

House of Representatives, Helena, Montana, March 1, 1921.

House met at 10:00 o'clock A. M. pursuant to adjournment.

Mr. Speaker in chair.

Prayer by Chaplain.

Roll called and all present except: Haskell, Provinse, Sickler, Warren and Jordan.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal of the Fifty-Seventh Legislative Day, and have found same to be correct.

JOHNSON, of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion, duly seconded and carried, were considered as read at length:

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 297 was read third time and passed, title agreed to and the same is herewith transmitted to the House for concurrence.

That the Committee on Stockgrowing and Grazing reported Sub. H. B. No. 200 with the recommendation that same be not concurred in, which report was adopted, and the bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and concurred in as amended, title agreed to and the same are herewith transmitted to the House for concurrence and Senate amendments: H. B. Nos. 267, 207, Sub. for H. B. No. 27, H. B. Nos. 260, 206, Sub. for H. B. No. 148, and H. B. No. 47.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and concurred in, title agreed to and the same are herewith returned to the House: House Bills No. 365, 280, H. J. No. 14, H. B. Nos. 362 and 175.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bills No. 61 and 84 were recommended for non-concurrence, which reports were adopted, and the bills are herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 9, by Heren, was read and adopted, title agreed to and the same is herewith transmitted to the House for concurrence.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bills Nos. 291 and 338 were reported by Standing Committees with the recommendation that the same be not concurred in, which report was adopted, and the bills are returned herewith to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Enrolled Bills reported Senate Bills No. 206, 253, 199, 227, 159, 244, 181, 198, 168, 262, 183 and 294, S. J. R. No. 7, and S. J. M. Nos. 3 and 4 correctly enrolled.

Committee on Elections and Privileges reported H. B. No. 267, by McDonald of Silver Bow, "An Act to amend section 2 of chapter 99 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, and sections 616, 619 and 625 of the Revised Codes of Montana, 1907, relating to elections and voting where voting machines are used," recommend that same be concurred in.

Committee on Education reported H. B. No. 362, "An Act to amend subdivision 3 of section 2104 of chapter 76 of the Laws of the Thirteenth Legislative Assembly of the State of Montana as amended by chapter 17 of the Sixteenth Legislative Assembly relating to the method of appointment of trustees of county high schools," recommend that same be concurred in.

Also H. B. No. 338, "An Act to authorize and direct the State Board of Education to establish in connection with the Montana Agricultural Experiment Station, an Agricultural Experimental Substation in Eastern Montana, and making an appropriation thereof," recommend that same be not concurred in.

Also H. B. No. 357, "An Emergency Act authorizing the board of county commissioners of any county to fund outstanding indebtedness against a county high school by the issuance of bonds, regulating the issuance of such bonds and providing for the payment thereof, etc.," recommend that same be placed on General File without the committee recommendation.

Committee on Judiciary reported Sub. for H. B. No. 27, by Committee on Judiciary, "An Act providing for the regulation, supervision and licensing of the business of real estate broker; providing for a State Real Estate Commissioner and defining his powers and duties; and providing for the enforcement of this Act and penalty for the violation thereof," recommend that same be amended in the following particulars, to-wit:

Strike out in line 4, section 3, after the word "exchange" the words "lease or rental;"

Strike out in line 8, of section 3, after the word "exchanges" the words "leases, rents;"

Add after the word "account" in line 8, the following: "Nor to any person who, not representing himself to be and not following the vocation of real estate broker as a whole or in part, acts in that capacity for another in connection with a single transaction;"

Strike out in section 6, line 3, the words "a fund to be known as the Real Estate Broker's Fund," and insert in lieu thereof the words "one-half of the General Fund of the State of Montana;" and one-half transmitted to the county treasurer of the county from which the license originated.

Strike out all of lines 6, 7 and 8 of said section 6.

Strike out in line 3 of section 9, after the word "entitle" the word "only."

Strike out in line 3 of section 9, after the second word "corporation" the words "officer or;"

Insert in line 3 of section 9, after the word "officers" the words "not to exceed three;"

Strike out in line 5 of section 9, the word "only," and in line 5 the words "member of;"

Strike out line 7 of section 9 after the word "broker" and lines 8 and 9 of said section.

Add in section 10, line 3, after the second word "commissioner" in said section, the words "when an individual makes the application;" add in line 5 after the word "file" the word "with;"

Strike out in section 10, beginning with the word "and" in line 14 and ending with the word "license" the last word in line 16, and insert in lieu thereof the words "the commissioner shall require a recommendation, signed by at least one responsible freeholders of the county in which the home office of the copartnership is, in which the freeholders must certify that they believe that each of the members of said copartnership is a man of good moral character, and in their judgment well qualified to carry on the business of real estate broker. The copartnership shall also file with their application a good and sufficient bond in the sum of one thousand dollars (\$1,000.00), conditional that the copartnership shall conduct their business as real estate brokers in accordance with the requirements of this Act."

Strike out all of line 21 after the word "recommendation" in section 10, and ending with the word "asked," the last word in line 22, and insert in lieu thereof the words "for each of said officers as in the case of an individual applicant, a good and sufficient bond in the sum of One Thousand Dollars (\$1,000.00) conditional that the corporation shall conduct its business as real estate broker in accordance with the requirements of this Act."

Strike out in line 39 of section 10, after the word "issued" the words "members of partnerships" and insert in lieu thereof the word "co-partnership;"

Strike out in line 40 of section 10, after the word "each" the words "and every person to whom license is issued" and insert in lieu thereof the words "such copartnership, unincorporated association or corporation to whom license is issued."

Strike out after the word "salesman's bond" in line 4 of section 12, the rest of said line and to and including the words "the suit," the last words in line 8 of said section.

Strike out in line 4 of section 14, after the word "license" the words "and in the case of a copartnership, association or corporation, the license of all members or officers thereof."

Strike out in section 14 all of line 15 after the word "commissioners" all of line 16 and 17, to and including the word "request" in said line 17.

Strike out section 20, and renumber the remaining sections to agree therewith.

In all cases the amendments refer to the printed bill, and as so amended recommend that the bill be concurred in.

Also H. B. No. 280, by McDonald of Silver Bow, "An Act to amend chapter 10 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana: prohibiting gambling games and providing for the playing of certain

games for amusement and pastime, and the use in places of business of tra stimulators upon the payment of a license to the State of Montana; and prov ing a penalty for the violation thereof," recommend that same be concurred in.

Also H. B. No. 323, by Blomquist, "An Act providing a method for the sel tion of party delegates to National Presidential Nominating Conventions, am ing section 8 of an Act entitled: 'A Bill to propose by initiative petition a l to provide for party nominations by direct vote,' etc.," recommend that sa bill be re-referred to Committee on Apportionment and Representation.

Also H. B. No. 291, by Faust, "An Act to repeal chapter twenty-one of t laws enacted at the Extraordinary Session of the Sixteenth Legislative Assem of the State of Montana, approved August 11, 1919, relating to the Monta Trade Commission," recommend that said bill be not concurred in.

Committee on Mines and Mining reported H. B. No. 336, by Hunter, " Act to amend section 93, chapter 120, of the Session Laws of the Twelfth Leg lative Assembly as amended, known as 'An Act to regulate the operation of a coal mines in the State of Montana' providing for the maintenance of amb lances at coal mines," recommend that same be concurred in.

Also H. J. M. No. 14, by Austin, "Memorial to the congress of the Unite States to enact such legislation as may be necessary to impose an import du cu chrome ore for the protection of producers of chrome ore within the Unite States," recommend that same be concurred in.

Committee on Irrigation and Water Rights reported H. B. No. 47, by M Donald of Flathead, "An Act to amend section 49 of chapter 146 of the Mo tana Session Laws of 1909, as amended by section 16 of chapter 145, Montar Session Laws of 1915, providing for the levy and adjustment of taxes, irrigatio districts and changing the extent of the lien created thereby," recommend th the same be amended by inserting after the word "act" in last line in section of the original bill, and section 49 of the Montana Session Laws of 1909, th following: "Not more than two and 50-100 (\$2.50) dollars per acre shall b levied in any one year on account of administrative expenses, including cost o maintenance and repairs, but this provision shall not invalidate any warrant l fully issued, or to be issued; this limitation shall not apply to any distric supplying water by means of any system other than a gravity system." an as so amended recommend that the bill be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body th a communication was received from the Governor advising the Senate that h had approved the following Senate measures: S. B. Nos. 104, 118, 150, 18 192, 197, 209, S. J. M. No. 2.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body th the Committee of the Whole, to whom was referred business on General Fil respectfully reported as follows:

H. B. No. 260, and recommend that same be concurred in.

H. B. No. 84, and recommend that the enacting clause be stricken there from.

H. B. No. 175, and recommend that same be concurred in.

H. B. No. 273, and recommend that same be referred to the Judicial Committee.

Sub. H. B. No. 148 and recommend that same be concurred in.

H. B. No. 365, and recommend that same be concurred in.

MAINS, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second times and referred to committees designated:

Sub. H. B. No. 154, by Committee on Revenue and Taxation, "An Act to establish a tax on gifts, legacies, inheritances, requests, devices, successions, and transfers, to provide for its collection and to direct the disposition of its proceeds, to provide for the enforcement of lien created by this Act and for suits to quiet title against claims of liens arising hereunder, and repealing all acts in conflict with this Act." Referred to Committee on Taxation.

H. B. No. 161, by Committee on Revenue and Taxation, "An Act providing for the assessment, levying, collecting and paying of a tax on incomes." Referred to Committee on Taxation.

H. B. No. 376, by Skulason, "An Act relating to the assessment and taxation of personal property, including livestock, and repealing section 2531 of the Revised Codes of Montana of 1907." Referred to Committee on Taxation.

H. B. No. 32, by Bergeson, "An Act to amend chapter 79 Acts of the Fifteenth Legislative Assembly entitled 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method of collecting such license fee and repealing section 2773 of the Revised Codes of the State of Montana of 1907, as amended by the Act approved March 1, 1911, entitled 'An Act to amend section 2773 of the Revised Codes of Montana of 1907, and sections 2774 and 2777 of the Revised Codes of Montana of 1907,' as amended by chapter 69 and 208 of the Acts of the Sixteenth Legislative Assembly." Referred to Committee on Taxation.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President Pro Tem gave notice and signed in open session the following bills:

Senate Bills No. 206 and 253, Sub. for S. B. No. 199, S. B. Nos. 159, 244, 181, Sub. for S. B. No. 198, S. B. Nos. 168, 262, 183, 294, 277, and S. J. M. Nos. 3 and 4, S. J. R. No. 7.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Joint Committee on Apportionment and Representation reported Senate Bill No. 297, "An Act defining the rights of purchasers of lands at mortgage foreclosure and execution of sales to the possession of such land and crops growing thereon during the period of redemption," recommend that same be amended as follows:

Amend by inserting in line 19 after the word "time," "provided the right of redemption has not been exercised," and as so amended recommend that same do pass.

Committee on Insurance reported H. B. No. 262, by Committee on Insurance, "An Act to regulate the installation, operation and maintenance of motion picture machines and to regulate the construction and arrangement of picture machine booths and of audience rooms in which motion picture exhibitions are to be given, and providing penalties for failure to comply herewith," recommend that same be amended by striking out section 10 and as so amended the same be concurred in.

Committee on Military Affairs, reported Sub. for H. J. M. No. 7, "Resolution memorializing congress for the passage of the legislation now pending before congress for the care and rehabilitation of our soldiers, sailors and marines who were injured in the late war," recommend that same be concurred in.

Also Sub. for H. B. No. 17, "An Act to amend section 2065 of the Revised Codes of Montana of 1907 as amended by an Act entitled 'An Act to amend section 2-65 of the Revised Codes of Montana of 1907, providing suitable burial for deceased soldiers, sailors and marines,' etc.," and recommend that same be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File respectfully reported as follows:

S. B. No. 297 and recommend that same do pass.

HERON, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Stockgrowing and Grazing reported H. B. No. 229, by Committee on Livestock and Public Ranges, "An Act to amend section 1796 of the Revised Codes of Montana of 1907," recommend that same be concurred in.

Also H. B. No. 100, by Committee on Livestock and Public Ranges, "An Act amending sections 3 and 4 of chapter 99 of the Session Laws of the Sixteenth Legislative Assembly of Montana, entitled: 'An Act to amend section 4313, 4315, 4317, of the Revised Codes of the State of Montana of 1907, relating to the liability for killing stock,'" recommend that the same be not concurred in.

Also H. B. No. 227, by Committee on Livestock and Public Ranges, "An Act to define the term 'stray' and to provide penalties for the taking up, using or disposing of strays," recommend that same be concurred in.

Also H. B. No. 274, by Jones, "An Act relating to the service fees of stations and jacks, and repealing section 5813 and section 5815 of the Revised Codes of Montana of 1907, as amended by chapter 45 of the Laws of the Thirteenth Legislative Assembly approved March 1, 1913," recommend that same be referred to the Judiciary Committee.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Slattery, duly seconded and carried, House Bill No. 109 was taken from General File and referred to Judiciary Committee.

Upon motion of Senator Haley, duly seconded and carried, House Bill No. 27 was referred to the Committee on Livestock and Grazing.

Upon motion of Senator Slattery, duly seconded and carried, House Bill No. 3 was taken from General File and referred to Judiciary Committee.

Upon motion of Senator Larson, duly seconded and carried, House Bill No. 2 was taken from General File and referred to Committee on Finance and Claims.

Upon motion of Senator Booth, duly seconded and carried, Sub. for H. B. No. 56 was placed on General File for tomorrow.

Upon motion of Senator Booth, duly seconded and carried, H. B. Nos. 206 and 207 were placed on General File for today.

Upon motion of Senator Loy, duly seconded and carried, the President was authorized to appoint a committee of three to confer with a like committee from House relative to House Bill No. 125. The President appointed on such committee Senators Loy, Junod and Griffin.

The President appointed as a Conference Committee to act with a like committee from the House to consider House Bill No. 9, Senators Foster, Stewart, Meagher and Leuthold.

The President appointed as a Conference Committee to act with a like committee from the House to consider Sub. for H. B. No. 13, Senators Pauline, Ellwey and Greening.

Very respectfully.

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File, respectfully reported as follows:

S. B. No. 135 and recommend that same be placed at the head of General File for tomorrow.

Sub. for H. B. No. 27 and recommend that same be amended as follows: strike out section 26 and as amended recommend that same be concurred in.

H. B. No. 362 and recommend that same be concurred in.

H. J. M. No. 14 and recommend that same be concurred in.

H. B. No. 336 and recommend that same be concurred in.

H. B. No. 280 and recommend that same be concurred in.

H. B. No. 267 and recommend that same be amended as follows:

Amend section 4 by striking out in lines 10, 11, 12, 13 the following: "provided, further that where a voting machine has been used and adopted in any precinct in the State at any election it shall be the duty of the officers authorized by this Act to furnish a voting machine in such precinct at all elections hereafter" and as amended recommend that same be concurred in.

H. B. No. 357 and recommend that same be referred to the Judiciary Committee.

H. B. No. 46 and recommend that same be amended as follows:

Amend by striking out the words and figures Two 50-100 dollars and inserting in lieu therefor the words and figures "three dollars (\$3.00)" and as amended recommend that same be concurred in.

H. B. No. 206 and recommend that same be amended as follows:

Amend section 1 by striking out in line 7 of the printed bill the word "county" and inserting in lieu thereof "city or town." and as amended recommend that same be concurred in.

H. B. No. 207 and recommend that same be amended as follows:

Amend section 1 by striking out in line 7 the word "county" and inserting in lieu thereof the words "city or town." and as amended recommend that same be concurred in.

HENDERSON, Chairman.

Very respectfully.

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second time, and referred to Committees designated:

House Bill No. 12, by Bergeson, "An Act to amend chapter 877, Acts of the Twentieth Legislative Assembly, being an Act entitled: 'An Act providing a method for the assessment and collection of a license fee on express companies doing business in this State.'" Referred to Committee on Taxation.

House Bill No. 372, by Stevens, "An Act to amend section 3342 of the Revised Codes of Montana of 1907, as amended by chapter 103 of the Session Laws of 1911, as amended by chapter 27 of the Session Laws of 1917, relating the amount of taxation to be assessed and levied by municipalities for general municipal and administrative purposes." Referred to Committee on Taxation.

House Bill No. 373, by Committee on Appropriations, "An Act appropriating money for the maintenance of the institutions comprising the University of Montana for the period beginning March 1st, 1921, and ending June 30, 1921" referred to Committee on Finance and Claims.

House Bill No. 374, by Committee on Appropriations: "An Act appropriating money for the maintenance of the institutions comprising the University of Montana for the period beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Finance and Claims.

House Bill No. 380, by Ways and Means Committee, "An Act to provide for the support of the government of the State of Montana for the years 1921 and 1922." Referred to Committee on Taxation.

House Bill No. 7, by Bergeson, "An Act to amend sections 1, 2, 3, 4, 5, 7, 8 and 9 of Chapter 49, Session Laws of the Sixteenth Legislative Assembly entitled: 'An Act relating to the assessment and taxation of telephone, telegraph, electric power and transmission lines, canals, ditches, flumes, and other property owned and operated in more than one county of the State and constituting a single and continuous property throughout more than one county'" Referred to Committee on Taxation.

House Bill No. 172, by Appropriation Committee, "An Act appropriating money for the maintenance of certain of the Executive Departments and the Judicial Department of the State of Montana for two years, beginning June 1, 1921, and ending June 30, 1923." Referred to Committee on Taxation.

H. B. No. 381, by Committee on Appropriations, "An Act appropriating money for the return of the inheritance of George F. Howarth which has escheated to the State under the mistake that no heir existed." Referred to Committee on Finance and Claims.

H. B. No. 388, by Committee on Appropriations, "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana School for Deaf and Blind for the year ending February 28, 1921." Referred to Committee on Finance and Claims.

Sub. for S. B. No. 97, by Haley, by Committee on Ways and Means "An Act to create a State Purchasing Department, to define the authority, powers and duties thereof; to provide for the appointment of and to define the authority, powers and duties and fix the compensation of the officers and employees thereof and to repeal all Acts or parts of Acts in conflict with the provisions of this Act, and appropriating money for the carrying out of the provisions thereof" Referred to Committee on Finance and Claims.

H. B. No. 393, by Committee on Appropriations, "An Act appropriating money for the operation and maintenance of certain of the State Boards, commissions and departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Finance and Claims.

H. B. No. 384, by Committee on Appropriations, "An Act to appropriate the sum of Two Hundred Thirty-Four Dollars and Twenty-One Cents (\$234.21) to reimburse Peter Oren for freight and damage in connection with a trench machine shipped to Deer Lodge, Montana, in pursuance of an agreement with the Warden of the Montana State Prison." Referred to Committee on Finance and Claims.

H. B. No. 387, by Committee on Appropriations. "An Act appropriating money for the payment of a deficiency claim arising out of the operation of the Montana Vocational School for girls for the year ending February 28, 1921." Referred to Committee on Finance and Claims.

H. B. No. 390, by Committee on Appropriations. "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Finance and Claims.

H. B. No. 385, by Committee on Appropriations. "An Act appropriating money for the incidental expense, including printing of proceedings, Senate and House Journals and Session Laws of the Seventeenth Legislative Assembly of the State of Montana." Referred to Committee on Finance and Claims.

House Bill No. 353, by Committee on Appropriations, by request. "An Act authorizing and directing the Governor to appoint a commission of three proper and suitable persons to investigate and report to the next Legislative Assembly (1923), on a suitable location for the establishment of a branch to the State Insane Asylum and making an appropriation for the expenses of such commission." Referred to Committee on Finance and Claims.

House Bill No. 377, by Sub. Committee Appropriations, Def. Claims. "An Act appropriating money to reimburse the common school interest and income and for the salaries and expenses of the officers and employees of the Department of State Lands, the office of the State Land Agent, the State Forester's Department, and the fourth Assistant Attorney General and stenographer to such assistant Attorney General for the period from December 6, 1920, to January 31, 1921, inclusive, and to provide for the payment of the salaries and expenses of such officers and employees for the month of February, 1921." Referred to Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

February 28, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that at 4:35 P. M. the Senate adjourned to meet Tuesday, March 1st, 1921, at 11:00 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Joint Conference Committee, appointed to consider House amendments to Senate Bill 205, by Joint Committees on Agriculture, Livestock and Raising, entitled: "An Act creating a department of agriculture, labor and industry and defining its powers and duties, designating a Commissioner of Agriculture as the chief executive officer of said department, and defining his commission, powers, and duties; abolishing the State Board of Horticulture, the State Horticulturist, the Board of Directors of the State Fair, the State Dairy Commissioner, the Board of Dairy Commission Examiners, the Department of Labor and Industry, the Department of Agriculture and Publicity, the Grain Trading, Inspection and Warehousing Commission of the State of Montana, and the State Board of Poultry Husbandry; repealing the following acts and parts of acts of the State of Montana, an all acts and parts of acts in conflict herewith:

Sections 1, 2, 3, including section 3A contained in said section 3, and sections 7, 8, 11, 12, 13 and 14 of chapter 199 of the Laws of the Sixteenth Legislative Assembly of 1919; all of Chapter 209 of the Laws of Sixteenth Legislative Assembly of 1919, save and except Sections 25 and 28 thereof; Sections 17 to 1923, inclusive, of the Revised Codes of 1907 as amended by chapter 1 of the Laws of the Twelfth Legislative Assembly of 1911, as amended by

section 1 of chapter 90 of the Laws of the Sixteenth Legislative Assembly 1919; Sections 1924, 1925, 1927, 1930, 1931, 1932, 1933, 1934, 1936, 1937, 1938, 19 and 1940 to 1944, inclusive, of the Revised Codes of 1907 as amended by chapter 121 of the Laws of the Twelfth Legislative Assembly of 1911; sections 3 to 10 inclusive of chapter 47 of the Laws of the Twelfth Legislative Assembly 1913; chapter 15 of the Laws of the Twelfth Legislative Assembly 1911; chapter 56 of the Laws of the Thirteenth Legislative Assembly of 1913; chapter 132 of the Laws of the Fourteenth Legislative Assembly of 1915; chapter 127 of the Laws of the Sixteenth Legislative Assembly of 1919; chapter 69 of the Laws of the Thirteenth Legislative Assembly of 1913." Beg leave to report as follows:

That the Senate concur in the amendment in line 3 of the title by adding after the word "agriculture" the words "Labor and Industry."

And also concur in House amendment in section 2 line 2, by inserting after the word "agriculture" the words "Labor and Industry, hereinafter referred to as the Commissioner of Agriculture;" also lines 3 and 4 by striking out the words "at the pleasure of the governor and" and inserting in lieu thereof the words "for a term of four years or."

And concur to the House amendment in section 9, line 3, and wherever thereafter the words "division of farming" occur, by adding after the word "farming" the words "and dairying."

Also concur in the House amendment in section 12, line 15, by striking out the words "or bee products," and inserting after the word "supplies" the word "or;" also by inserting in line 18, after the word "present" the words "no person shall sell or offer for sale any apiary, bees, comb, or used bee keeping apparatus within a quarantined district without a permit from the commissioner of agriculture," and that the House recede from the balance of said amendment. That the Senate concur in House amendment in line 19 by inserting after the word "owners" the words "or of not less than three resident bee keepers."

We further recommend to amend section 12, line 22, by inserting after the word "employ" the word "temporarily."

And also concur in the House amendment in section 22, line 3, by striking out the word "persons" and inserting in lieu thereof the word "inspectors."

And concur in the amendment in section 42, line 3, by striking out the word "entomologist" and inserting in lieu thereof the word "specialist."

And concur in the amendment in section 46, line 2, by inserting after the word "shall" the word "receive;" also in line 4, after the word "grafts" the word "fruits."

And concur in the amendment in section 53, line 5, by adding after the word "expended" the words "plus an additional charge of twenty-five per cent of the amount so expended;" also line 7, after the word "commissioners" the words "plus an additional charge of twenty-five per cent of the amount so expended;" also line 10, after the word "expended" the words "plus an additional charge of twenty-five per cent of the amount so expended;" also line 12, striking out the words "the amount" and inserting in lieu thereof the words "the total amount."

And we ask that the House recede from the amendment in section 66 and we strike out all of said section, inserting in lieu thereof the following:

Section 66. All fees and earnings of the department of Agriculture, Labor and Industry and its divisions and activities, from whatsoever source they may be derived, and all contributions which may be received from public or private bounty, are hereby annually and perpetually appropriated for the use of said department of agriculture, labor and industry. All moneys received by the department of agriculture, labor and industry in the administration of all laws and the management of the institutions under its control, belonging to or for the use of the state, shall be deposited with the state treasurer on the tenth and twentieth days of each month without deduction of any sort on account of salaries, fees, costs, charges or expenses or otherwise, and shall be credited to the General Fund of the State of Montana. The State Auditor shall keep upon his books an account to be known as the "State Fair Revolving Appropriation Account," to which shall be credited all General Fund receipts of every nature arising from

the operation of the State Fair, and from which shall be paid such claims as may be designated by the State Board of Examiners; and the State Auditor shall keep upon his books another account to be known as the "Department of Agriculture Revolving Appropriation Account," to which shall be credited all other general fund receipts arising from all operations of the Department of Agriculture, Labor and Industry, other than the State Fair, and from which shall be paid such other claims of the Department of Agriculture, Labor and Industry as may be designated by the State Board of Examiners. The State Board of Examiners may in its discretion by resolution, duly adopted and entered upon the minutes of said Board, authorize the establishment and maintenance of the business office of the department of agriculture, labor and industry, or any of its divisions one or more contingent revolving accounts, transferring trust to said department such sum or sums of money as may appear necessary for the payment of demands requiring immediate cash payment under specific regulations to be established by said board of examiners; but each and every vision so granted a contingent revolving account shall report to the state board of examiners monthly all transactions involving such contingent revolving accounts with proper vouchers for every payment made therefrom. The state board of examiners may cancel or modify such authorization and recall such funds or any part thereof at pleasure.

CONSER,
DAILY,
SANDY.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 394, introduced by Committee on Appropriations, a bill for an Act entitled: An Act appropriating money for the payment of deficiency claims arising out of the operation of certain Fish Hatcheries for the year ending February 28, 1921," beg to report same back to the House with the recommendation that it do pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 85, entitled: "An Act to prevent deceit and fraud resulting from the undisclosed or unrevealed presence of substitute for virgin wool in woven or knit fabrics purporting to contain wool and in garments or articles of apparel made therefrom, manufactured in the State of Montana or in any state or country and transferred into the State of Montana for sale therein, or offered for sale in said State, and conferring upon the officers of the commissioner of agriculture and publicity jurisdiction to enforce this Act and providing penalties for the violations of this Act," respectfully report as follows: That H. B. No. 85 be amended as follows:

Strike out after the words "and publicity" in line 21 of section 2 the following "a permit or license to transact such business of dealing in such fabrics, articles or garments within the State of Montana, and in addition secure."

Strike out in line 23 of section 2 after the words "a registration number" the following: "which may or may not correspond to the license number from the State of Montana through the Commissioner of Agriculture and Publicity as foresaid."

Strike out after the word "such" in line 26 the words "license" and insert in lieu thereof the words "registration number."

Strike out after the word "corporation" in line 27 of section 2 the following: "Whereas the capital invested does not exceed Ten Thousand Dollars (\$10,000.00)."

Strike out in line 28 of section 2 after the words "shall be" the words and figures "two (\$2)" and inserting therefor the word and figures "One (\$1)."

Strike out after the word "Dollars" in line 29 the following: "and the same amount shall be collected and paid for the registration number, and in the case of all persons, firms, co-partnerships or corporations where the invested cap-

ital exceeds Ten Thousand (\$10,000) Dollars, the annual license fee shall be Five (\$5.00) Dollars, and the same amount shall be collected and paid for registration number."

Strike out after the word "such" in line 6 on page 2 the words "license and

Strike out after the word "Dollars" in line 12 of section 2 on page 2 the balance of said line and all of lines 13, 14, 15, 16 and 17, or rest of the paragraph.

Strike out in lines 19 and 20, second page of section 2 after the words "register of all" in line 19, the following "license or permits issued in accordance with this Act, and a separate register of all."

Strike out after the words "issue such" in line 22 of second page of section 2 the words "license and."

Strike out the word "and" in line 24 before the words "the commissioner." In line 2, third page of section 2, after the word "publicity" and before the word "may" insert the word "and."

Amend section 3 by inserting after the words "State of Montana" in line 16 the following, "provided, however, that nothing herein shall authorize the confiscation of any article of merchandise or the damaging thereof without paying full compensation therefor."

Strike out in line 17 before the words "if it shall" the word "and."

Amend section 4 by striking out in line 5 after the word "be legible" the following, "following information in the form herein prescribed."

Strike out in line 6, after the word "contents" the following, "of the fabric stating the four following ingredients as herein defined" and inserting in lieu thereof the following "thereof in."

Amend section 4 by inserting in line 5 after the word "silk" and before the word "and" the following "or other ingredients."

Insert after the word "and" and before the words "the relative" the following: "if he so desires."

Strike out in line 9, after the words "together with the" the following "license number and."

Strike out after the words "fabric, yarn or cloth" in line 11, all and the balance of said paragraph and section.

Amend section 5 as follows: "Section 5. Nothing in this Act shall be construed to apply to linings or trimmings in made-up or manufactured garments."

Strike out all of section 7.

Renumber section 8 as "section 7" and strike out in said section the following: "the registration number" in line 24, and in the same line strike out the words "the license number or" and in the same line after the words "the registration number" strike out the words "or both."

Renumber section 9 to read "section 8."

Strike out in line 28 of said section after the words "a misdemeanor" and the words "for the first offense."

Strike out in the same section after the words and figures "One Hundred (\$100) Dollars" all the rest and balance of said section.

Strike out all of section 10.

Amend section 9 to read as follows: "Section 9. That any goods on hand and held by any of the persons mentioned herein, upon the date upon which this Act takes effect, may be stamped, tagged 'On hand on August 1st, 1921,' in lieu of the stamp or tag required herein."

Renumber Section 11 to read "Section 10."

Renumber Section 12 to read "Section 11."

Renumber Section 13 to read "Section 12."

Respectfully report that H. B. No. 85, as amended, be placed on General Orders.

O'HARA, Chairman.

Report adopted.

A question of quorum being raised, a call of the House was demanded and following members found absent:

Berglin, Bohling, Boorman, Brooks, Brown (Mineral), Cady, Covell, Crumbaker, Dowlin (Yellowstone), English, Fairgrieve, Felton, Haskell, King, Knudsen, McQuarrie, Provinse, Scharnikow, Sickler, Silver, Skulason, Stevens, Warren, Worden. Total 24.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, further business of the House was suspended.

A question of quorum being again raised a call of the House was demanded.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, absentees were excused and further call of the House was suspended.

Upon demand of roll call by Rodgers, the report of the Judiciary Committee H. B. No. 85 was adopted by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Brasier, Buell, Charters, Chatfield, Crumbaker, Daily, Dowlin (Rosebud), Dunbar, Dunn, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Larson, McDonald (Silver Bow), Ogden, O'Hara, Parsons, Perrine, Ray, Reeves, Rhoads, Riggs, Rodgers, Rouleau, Sales, Sandy, Seofield, Shoemaker (Lewis and Clark), Silver, Smith, Snell, Spencer, Stoner, Treloar, Troy, Wade, Wilcomb, Williams. Total 61.

Noes: Austin, Bell, Black, Blomquist, Brockway, Brown (Lewis and Clark), Carlson, Cavanaugh, Dillavou, Dodds, Faust, Lakin, MacDonald (Flathead), Northey, Peden, Rixon, Roberts, Scharnikow, Shoemaker (Yellowstone), Swift, Wallace, Mr. Speaker. Total 22.

Absent and not voting: Bergeson, Berglin, Bohling, Boorman, Brooks, Brown (Mineral), Cady, Cooney, Dowlin (Yellowstone), English, Haskell, King, Knudsen, McQuarrie, Penewell, Phelps, Provinse, Reid, Rickard, Sickler, Skulason, Stoner, Stevens, Warren, Worden. Total 25.

THIRD READING OF SENATE BILLS.

The Senate and House amendments to S. B. No. 205, were concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Blomquist, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cavanaugh, Chatfield, Cooney, Covell, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Dunn, Faust, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Ray, Reeves, Rhoads, Rickard, Rixon, Roberts, Sales, Sandy, Scharnikow, Seofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Spratt, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Beley, Bergeson, Berglin, Black, Boorman, Brown (Mineral), Cady, Carlson, Charters, Crumbaker, Dillavou, English, Fairgrieve, Felton, Geis, Gillette, Gullidge, Haskell, Hathaway, Hunter, Johnson (Silver Bow), King, MacDonald (Flathead), McQuarrie, Penewell, Provinse, Reid, Riggs, Rodgers, Rouleau, Sickler, Skulason, Stevens, Stoner, Warren, Worden. Total 36.

On motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

Senate Concurrent Resolution No. 9.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the above resolution was adopted by an aye and no vote.

S. B. No. 297 by Leuthold, a bill for an Act entitled: "An Act defining the rights of purchasers of lands at mortgage foreclosure and execution sales, to the possession of such lands and crops growing thereon during the period of exemption." Referred to Committee on Judiciary.

H. B. No. 398 by Committee on Appropriations, a bill for an Act entitled "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921 and ending June 30, 1921." Referred to Committee on Appropriations.

H. B. No. 399, by Committee on Appropriations, a bill for an act entitled "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and departments of the State of Montana for the period beginning July 1, 1921 and ending June 30, 1923." Referred to Committee on Appropriations.

H. B. No. 397, by Committee on Appropriations, a bill for an act entitled "An Act appropriating money for the payment of deficiency claims arising on account of salaries of District Judges for the year ending February 28, 1921." Referred to Committee on Appropriations.

H. B. No. 396, by Committee on Appropriations, a bill for an Act entitled "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the two years beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Appropriations.

H. B. No. 395, by Committee on Appropriations, a bill for an Act entitled "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921 and ending June 30, 1921." Referred to Committee on Appropriations.

THIRD READING OF SENATE BILLS.

S. B. No. 194, by Church, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cady, Carlson, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Spencer, Spratt, Swift, Treloar, Wade, Wallace, Williams, Mr. Speaker. Total 76.

Noes: Austin, Cavanaugh, Snell. Total 3.

Absent and not voting: Arnold, Berglin, Brown (Mineral), Buell, Charters, Crumbaker, Fairgrieve, Faust, Haskell, Hills, Johnson (Deer Lodge), Jones, King, Knudsvig, Lakin, McQuarrie, Ogden, Provinse, Ray, Reid, Rouleau, Sickler, Skulason, Stevens, Stoner, Troy, Warren, Wilcomb, Worden. Total 29.

S. B. No. 211, by Burlingame, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Austin, Beley, Bergeson, Black, Blomquist, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Cady, Carlson, Chatfield, Conser, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Rhoads, Rickard, Riggs, Roberts, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Snell, Spencer, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Mr. Speaker. Total 73.

Noes: Bell, Scharnikow. Total 2.

Absent and not voting: Arnold, Berglin, Boorman, Brooks, Brown (Mineral), Buell, Cavanaugh, Charters, Cooney, Covell, Crumbaker, Dowlin (Yellowstone), Fairgrieve, Faust, Haskell, Jones, King, Knudsvig, McQuarrie, Provinse, Reid,

R. 1, Rodgers, Rouleau, Sandy, Sickler, Skulason, Smith, Spratt, Stevens, Warren, Wilcomb, Worden. Total 33.

Sub. for S. B. No. 221 by Booth, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bergeson, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Buell, Cady, Carlson, Conser, Cooney, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Rhoads, Rickard, Riggs, Rixon, Rodgers, Sales, Scharnikow, Scofield, Silver, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Mr. Speaker. Total 74.

Noes: Bell, Blomquist, Shoemaker (Yellowstone). Total 3.

Absent and not voting: Berglin, Black, Boorman, Brooks, Brown (Mineral), Cavanaugh, Charters, Chatfield, Covell, Crumbaker, Fairgrieve, Faust, Gullidge, Haskell, Jones, King, McQuarrie, Provinse, Reid, Roberts, Rouleau, Sandy, Shoemaker (Lewis and Clark), Sickler, Skulason, Smith, Snell, Stevens, Warren, Wilcomb, Worden. Total 31.

S. B. No. 222, by Hazelbaker and Paul, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Beley, Bergeson, Black, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dunn, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, MacDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rickard, Riggs, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Swift, Stoner, Swift, Treloar, Troy, Wade, Williams, Mr. Speaker. Total 73.

Noes: Blomquist, Worden. Total 2.

Absent and not voting: Allen, Anderson, Arnold, Austin, Bell, Berglin, Brasier, Brooks, Brown (Mineral), Carlson, Charters, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Felton, Haskell, Jones, King, Lakin, MacDonald (Flathead), McQuarrie, Provinse, Rhoads, Rixon, Rouleau, Sickler, Skulason, Stevens, Wallace, Warren, Wilcomb. Total 33.

Senate Bill No. 229, by Paul, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bergeson, Black, Blomquist, Brockway, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dunn (Rosebud), Dunn, English, Faust, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Larson, MacDonald (Silver Bow), Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Reeves, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Smith, Snell, Spencer, Spratt, Stoner, Treloar, Wade, Wallace, Williams, Mr. Speaker. Total 75.

Noes: Bell, Swift, Troy. Total 3.

Absent and not voting: Berglin, Brasier, Brown (Mineral), Charters, Crumbaker, Dowlin (Yellowstone), Dunbar, Fairgrieve, Geis, Haskell, Johnson (Deer Lodge), King, Knudsvig, Lakin, MacDonald (Flathead), McQuarrie, Ogden, Phelps, Provinse, Ray, Reid, Rhoads, Rickard, Shoemaker (Yellowstone), Sickler, Skulason, Stevens, Warren, Wilcomb, Worden. Total 30.

S. B. No. 186, by Committee on Insurance, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Blomquist, Brockway, Brasier, Brockway, Brown (Lewis and Clark), Buell, Cady, Carlson, Chatfield, Conser, Cooney, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin

(Yellowstone), Dunbar, Dunn, English, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Ray, Reeves, Rhoads, Rickard, Rixon, Roberts, Rodgers, Sales, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Beley, Black, Boorman, Brooks, Brown (Mineral), Cavanaugh, Charters, Covell, Crumbaker, Fairgrieve, Felton, Gullidge, Haskell, Hills, Jones, King, Lakin, McQuarrie, Northey, Perrine, Reid, Rouleau, Sandy, Scofield, Sickler, Skulason, Stevens, Warren, Wilcomb, Worden. Total 17.

S. B. No. 217, by Siegfriedt, having been read three several times, title and history agreed, was concurred in by the following roll call:

Ayes: Allen, Anderson, Austin, Bell, Bergeson, Berglin, Black, Brasier, Brockway, Brown (Lewis and Clark), Buell, Carlson, Chatfield, Conser, Cooney, Crumbaker, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, English, Felton, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Rickard, Riggs, Rixon, Roberts, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Arnold, Beley, Blomquist, Bohling, Boorman, Brooks, Brown (Mineral), Cady, Cavanaugh, Charters, Covell, Dodds, Dowlin (Rosebud), Dunn, Fairgrieve, Faust, Geis, Goodland, Goodman, Haskell, Johnson (Deer Lodge), Johnson (Fergus), King, McQuarrie, Provinse, Reid, Rhoads, Rodgers, Rouleau, Sandy, Sickler, Skulason, Smith, Stevens, Warren, Wilcomb, Worden. Total 37.

S. B. No. 289, by Siegfriedt, having been read three several times, title and history agreed to, failed to obtain concurrence in the House, the following being the roll call:

Ayes: Allen, Austin, Beley, Bergeson, Berglin, Black, Blomquist, Bohling, Brooks, Brown (Lewis and Clark), Cady, Carlson, Charters, Chatfield, Cooney, Covell, Daily, Dunn, English, Felton, Goodland, Goodman, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Lakin, McDonald (Silver Bow), O'Hara, Penewell, Perrine, Rhoads, Rickard, Roberts, Rodgers, Rouleau, Shoemaker (Lewis and Clark), Silver, Treloar, Troy, Wallace, Wilcomb. Total 50.

Noes: Anderson, Bell, Boorman, Brockway, Buell, Cavanaugh, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Faust, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), Northey, Ogden, Parsons, Peden, Phelps, Ray, Reeves, Riggs, Rixon, Sales, Scharnikow, Scofield, Shoemaker (Yellowstone), Snell, Spencer, Spratt, Stoner, Swift, Wade, Williams, Mr. Speaker. Total 48.

Absent and not voting: Arnold, Brown (Mineral), Brasier, Fairgrieve, Haskell, King, McQuarrie, Provinse, Reid, Sandy, Sickler, Skulason, Smith, Stevens, Warren, Worden. Total 17.

Johnson of Deer Lodge, moved that vote on S. B. No. 289 be reconsidered.

Dillavou moved that the above motion be laid upon the table.

A question of quorum being raised, a call of the House was demanded and the following members found absent:

Arnold, Brown (Lewis and Clark), Brown (Mineral), Chatfield, Fairgrieve, Haskell, King, McQuarrie, Provinse, Sickler, Skulason, Smith, Warren, Williams, and Worden.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, a call of the House was suspended; thereupon the previous motion of Dillavou, that the motion of Johnson to reconsider, be laid upon the table was carried by the following roll call:

Ayes: Anderson, Bell, Boorman, Brockway, Buell, Cavanaugh, Conser, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), Northey, Ogden, Parsons, Peden, Phelps, Ray, Riggs, Rixon, Sales, Scharnikow, Scofield, Shoemaker (Yellowstone), Smith, Snell, Stoner, Swift, Wade, Mr. Speaker. Total 46.

Noes: Allen, Austin, Beley, Bergeson, Berglin, Black, Blomquist, Bohling, Bier, Brooks, Brown (Lewis and Clark), Cady, Carlson, Charters, Cooney, Dyer, Dunn, English, Faust, Felton, Goodland, Goodman, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Lakin, McDonald (Deer Bow), McQuarrie, O'Hara, Penewell, Perrine, Reeves, Reid, Rhoads, Rickard, Roberts, Rodgers, Rouleau, Sandy, Shoemaker (Lewis and Clark), Silver, Spratt, Stevens, Treloar, Troy, Wallace, Wilcomb. Total 50.

Absent and not voting: Arnold, Brown (Mineral), Chatfield, Fairgrieve, Haskell, King, Provinse, Sickler, Skulason, Warren, Williams, Worden. Total 12.

Upon motion of Rhoads, duly seconded and carried, the House proceeded with the Reading on S. B. No. 289.

S. B. No. 289, by Siegfriedt, having been read three several times, title and body agreed to, was concurred in by the following vote:

Ayes: Allen, Austin, Beley, Bergeson, Berglin, Black, Blomquist, Bohling, Brockway, Brooks, Brown (Lewis and Clark), Cady, Carlson, Charters, Cooney, Dyer, Dunn, English, Faust, Felton, Geis, Goodland, Goodman, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Lakin, McDonald (Silver Bow), McQuarrie, O'Hara, Penewell, Perrine, Reeves, Reid, Rhoads, Rickard, Roberts, Rodgers, Rouleau, Sandy, Shoemaker (Lewis and Clark), Silver, Spratt, Stevens, Treloar, Troy, Wallace, Wilcomb. Total 50.

Noes: Anderson, Bell, Boorman, Buell, Cavanaugh, Conser, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), Northey, Ogden, Parsons, Peden, Phelps, Ray, Riggs, Rixon, Sales, Scharnikow, Scofield, Shoemaker (Yellowstone), Smith, Snell, Spencer, Stoner, Swift, Wade, Mr. Speaker. Total 45.

Absent and not voting: Arnold, Brasier, Brown (Mineral), Chatfield, Fairgrieve, Haskell, King, Provinse, Sickler, Skulason, Warren, Williams, Worden. Total 13.

O'Hara moved to again reconsider vote on S. B. No. 289.

As a substitute, Johnson of Deer Lodge, moved that the above motion be laid on the table, seconded and carried.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House recessed until 2:00 P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in chair.

Upon motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker:

We, your Joint Conference Committee, having had under consideration Substitute for Senate Bill No. 117, recommend as follows:

That the House recede from its amendment of Sections 1, 2 and 3, as to the revised valuation of the old and new counties and that the words "twelve million" wherever they are found in the bill be stricken out and that the words

"ten million" be inserted in lieu thereof, and further that the words "eight million," wherever they are found in the bill, be stricken out and that the words "seven million" be inserted in lieu thereof.

That the Senate concur in the House amendments as to the required area for the old and new county;

That the House recede from its amendment as to the distance of the county line from the county seat of the old county and that the words "twenty miles," wherever they appear, be stricken out and the words "eighteen miles" be inserted in lieu thereof;

That the Senate concur in the House amendment in striking out in line 13, on page 10 of the original bill, the words "if any," and substituting in lieu thereof the word "no;"

That the Senate concur in the House amendment to Section 2, striking out in line 19 on page 10 of the original bill the words "formally," and inserting in lieu thereof the word "formerly."

That the Senate concur in the House amendment to Section 3 of said bill in striking out in line 23 on page 18 of the original bill the words "or the officer to which he has appointed;" and insert in lieu thereof the words "for the officer to which he has been appointed."

That the Senate concur in the House amendment to Section 6 in striking out in line 1 the word "person" and inserting in lieu thereof the word "persons;"

That Section 7 be amended by inserting after the word "it," in line 4 of said section of the printed bill the following: "and the old county may, by resolution of its board of commissioners, accept such bonds of the new county in payment of such indebtedness and such bonds, or such indebtedness, if bonds are not accepted, shall be a tangible asset of the said old county, and be considered as such in arriving at the limit of bonded indebtedness of such old county."

That the House recede from its amendment to Section 8 of the Bill;

That the House recede from its amendment to Section 10, and that Section 10 be amended by striking out in line 16 of the original bill the word "county" and inserting in lieu thereof the word "district;"

That the House recede from its amendment to Section 14;

That the House recede from its amendments to Section 16, and that a new Section 16 be stricken out, and the following be inserted as Section 16:

"Section 16. Chapter 226 of the Session Laws of the Sixteenth Legislative Assembly of 1919, and all amendments thereto, and all acts and parts of acts in conflict herewith are hereby repealed; provided, however, that the provisions of this Act, save and except the provisions of Sections 1 and 7 providing for the apportionment of indebtedness, and the provisions of Section 7 providing for the payment of the cost of election, and the provisions of Section 8 providing for the payment of persons actually employed under the provisions of this Act, shall not apply to the creation of any new county where an election has heretofore been called to determine whether such new county shall be created; provided, however, such election shall be held upon the day for which it was originally called or ordered, in which case the proceedings for the creation of such county shall continue under the provisions of law theretofore in force. The provisions of this Act which are in this section specifically enumerated as exceptions shall apply to any county which may not at the time of the passage and approval of this Act have been fully created."

That the Senate concur in the House amendment in striking out Section 17

That the Senate concur in the House amendment to Section 3, wherein said section was amended so that only qualified electors residing within the proposed new county are permitted to vote on the question of division;

That Section 7 be amended by striking out in lines 2 and 3 the words "apportion pro rata among each of the counties from which territory was taken to form such" and inserting in lieu thereof the words "such costs shall be paid entirely by the;"

That Section 7 be further amended by inserting in line 8 of Section 7 of the printed bill, after the word "respectively" the following:

"Provided that the notes or securities covering special relief under Chapter 8 of the Extraordinary Session of 1919 shall not be counted among the assets of the county from which territory is taken under the terms of this Act, but any notes or securities covering loans made in territory so taken may be turned over to such new county and receipt taken for the same, but the amounts so turned over or retained by the old county shall not be counted in the transaction."

That the Senate concur in the House amendment to Section 1, line 29 of the amended bill.

The Senate concurs in House amendment to Section 7, wherein the word "as" is stricken out and the word "and" inserted before the word "shall" in line 3 of the printed bill.

HARMON, Chairman Senate Committee.
HAZELBAKER,
PARKER.

BUELL, Chairman House Committee.
SHOEMAKER of Yellowstone,
ROBERTS.

A question of quorum being raised, a call of the House was demanded and the following found absent:

Beley, Boorman, Brasier, Brockway, Brooks, Buell, Carlson, Charters, Chatfield, Fairgrieve, Faust, Green (Dawson), Gullidge, Haskell, Hills, Johnson (Deer Lodge), Kemp, McQuarrie, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Riggs, Rouleau, Sandy, Sickler, Stevens, Wilcomb, Worden. Total 31.

Upon motion by Dillavou, duly seconded and carried, further action under the House was dispensed with.

The report failed of adoption by the following roll call:

Ayes: Austin, Boorman, Buell, Covell, Crumbaker, Daily, Haynes, Johnson (Deer Lodge), Jones, Phelps, Reeves, Roberts, Rodgers, Shoemaker (Yellowstone), Skulason, Wallace, Wilcomb. Total 17.

Noes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomstedt, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (General), Cady, Cavanaugh, Charters, Chatfield, Conser, Cooney, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Ray, Reid, Rhoads, Rickard, Riggs, Rixon, Rouleau, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Smith, Snell, Spratt, Stoner, Swift, Treloar, Troy, Wade, Warren, Williams, Mr. Baker. Total 83.

Absent and not voting: Carlson, Faust, Haskell, Provinse, Sandy, Sickler, Stevens, Worden. Total 8.

Upon motion of Roberts, duly seconded and carried, the Joint Committee of the House, which was appointed to confer with a like Committee from the Senate upon House amendments to S. B. No. 117, was discharged.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 399, introduced by Committee on Appropriations, a bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1922," beg to report same back to the House with the recommendation that it pass.

BUELL, Chairman.

Report adopted.

Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 395, introduced by Committee on Appropriations, a bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State

Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921 and ending June 30, 1921," beg to report same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 398, a bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana, for the two years beginning July 1, 1921, and ending June 30, 1923," beg to report same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 13, introduced by McDonald of Silver Bow, a bill for an Act entitled: "An Act to regulate the production, manufacture, sales, barter, exchange, distribution, holding in, giving away, dispensing, or disposing in any manner of opium, or leaves, etc.," beg to report back with the recommendation that the attached bill do pass.

Report adopted.

BUELL, Chairman.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the bill recommended favorably in the above report by Appropriation Committee, be placed on General Orders.

Mr. Speaker:

We, your Committee on Insurance, having had under consideration, S. B. No. 153, by Junod, entitled: "An Act regulating the business of auditing and abstracting life insurance policies and annuities, providing for a license for the conduct of such business and prescribing penalties for the violation of this Act," respectfully report as follows: That S. B. No. 153 be concurred in as amended by the Senate.

Report adopted.

DOWLIN of Yellowstone, Chairman.

Mr. Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration, S. B. No. 223 by Pauline entitled: "An Act forbidding the diversion, control, impounding or restraining of such waters within the State for use outside thereof," respectfully report as follows: That S. B. No. 223 be amended as follows:

To strike out in line 2 of the title the word "such." And to add to the title in line three after the word "thereof" the following: "except pursuant to a petition to and an act of the Legislative Assembly of the State of Montana permitting such action."

Add after line three the following: "except pursuant to a petition to and an act of the Legislative Assembly of the State of Montana permitting such action."

Insert in line 8 after the word "such" the word "unauthorized."

By adding after "thereof" in line 13, the following: "except in accordance with the terms of this Act."

And so amended the bill be concurred in.

Report adopted.

FAUST, Chairman.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 397, a bill for an Act entitled: "An Act appropriating money for the payment of efficiency claims arising on account of salaries of District Judges for the year ending February 28, 1921," beg to report same back to the House with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker:

We, your Committee on Appropriations, to whom was referred H. B. No. 398, a bill for an act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments

the State of Montana for the period beginning March 1, 1921 and ending June 1921," beg to report same back to the House with the recommendation that it pass.

Report adopted.

BUELL, Chairman.

Speaker:

We, the majority of your Joint Committee on Constitutional Amendments of the Senate and House, beg leave to report as having had under consideration H. B. No. 386, being a bill for an act entitled: "An Act to submit to the qualified electors of the State of Montana the question whether there shall be a convention to revise, alter and amend the constitution of the State of Montana." and recommend that the same do not pass.

ENGLISH, O'HARA, RODGERS, GALLWEY, LARSON.

Report adopted.

Speaker:

We, your minority of the Committee on Joint Constitutional Amendments of the Senate and House, beg leave to report as having had under consideration H. B. No. 386, being a bill for an act entitled: "An Act to submit to the qualified electors of the State of Montana the question whether there shall be a convention to revise, alter and amend the constitution of the State of Montana," and recommend that the same be submitted to the House for its consideration.

PAUL of the Senate.

CAVANAUGH of the House.

O'Hara moved that the majority report be adopted.

As a Substitute, Cavanaugh moved that the minority report be adopted and H. B. No. 386 be placed on General Orders.

A question of quorum being raised, a call of the House was demanded and the following members found absent:

Crumbaker, Dowlin (Yellowstone), Green (Dawson), Haskell, Kemp, McRie, Provinse, Roberts, Sandy, Sickler, Stevens, Wilcomb, Worden.

Upon motion by Dodds, duly seconded and carried, further action on call of House was suspended.

The report of the Minority Committee on Constitutional Amendment on H. B. No. 386 was adopted by the following roll call:

Ayes: Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brockway, Brooks, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Glatte, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Jones, Kemp, Kenyon, Knudsen, Lakin, Larson, MacDonald (Flathead), Northey, Parsons, Peden, Penewell, Pine, Ray, Rhoads, Riggs, Rixon, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Spencer, Stoner, Swift, Troy, Williams. Total 70.

Noes: Allen, Austin, Brasier, Brown (Lewis and Clark), Charters, Cooney, English, Goodman, Johnson (Deer Lodge), Johnson (Silver Bow), King, MacDonald (Silver Bow), Ogden, O'Hara, Phelps, Reeves, Rickard, Roberts, Rodgers, Rouleau, Scharnikow, Silver, Skulason, Spratt, Treloar, Wallace, Warren, Wilcomb, Mr. Speaker. Total 30.

Absent and not voting: Haskell, McQuarrie, Provinse, Reid, Sandy, Sickler, Stevens, Worden. Total 8.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 213, entitled: "An Act defining and regulating common carrier pipe lines and granting to them the right of eminent domain; empowering the Railroad Commission of Montana to regulate the rates, charges and business of said com-

mon carrier pipe lines, prohibiting discrimination by said pipe lines and providing penalties for the violation of this Act," respectfully report as follows: ha

Senate Bill No. 213 be amended as follows:

Amend Section 1, line 25 of the original bill by striking out the word "to" or for the public for hire." (Line 6 of the printed bill.)

Amend Section 1, Subsection "C", lines 29-30 of the original bill (line 10 of printed bill) by striking out the words "to or for the public for hire."

Insert the word "or" after the word "others" in line 12 of Subsection "C" of original bill (line 18 of printed bill.)

In line 18 of Section 1, page 2, of original bill (line 24 of printed bill), strike out the word "above" and insert the word "herein."

After Subsection R of Section 1 add the following new subsections, to wit:

"(f) Owning, operating or managing or participating in ownership, operation or management under lease, contract or otherwise any pipe line or pipeline used wholly or in part for the purpose of carrying or transporting crude oil or petroleum produced from any State Lands:

"(g) Engaged in producing, transporting or marketing any crude oil or petroleum from any State Land, using in connection therewith a pipe line or pipeline within this State."

Insert the word "whether" between the words "petroleum" and "in" in line 26 of Section 2 of original bill (line 28 of printed bill.)

Insert the words "or otherwise" between the words "petroleum" and "in" in line 27 of Section 2 of original bill (Line 29 of the printed bill.)

In line 31 of original bill (line 32 of printed bill), between the words "and" and "purchasing" insert the words "transporting or carrying."

Section 3, line 7, page 4, of original bill (Line 58 of printed bill), strike out the word "for" and insert the word "in."

Line 12, page 4 of original bill (Line 61 of printed bill), strike out the word "Section 1 of."

Add the following after the word "railroads" at the end of Section 3 to wit: "provided that the rights and benefits of this Section shall not accrue to any person failing or refusing to become such common carrier."

Section 9, line 9 of original bill (Line 144 of printed bill), strike out the words "such penalty" and insert in lieu thereof the words "actual damages."

Section 9, line 15 of the original bill (Line 149 of the printed bill), strike out the word "violations" and insert in lieu thereof the words "violation of law."

Section 9, Line 19 of original bill (Lines 152-153 of printed bill) insert between the words "of" and "such" the words "any of."

Section 10, Line 28 of original bill (Line 157 of printed bill), strike out the word "of" where last appearing in said line and insert in lieu thereof the word "and."

Strike out the new Section 11 as furnished by the Senate Committee of the Whole and insert in lieu thereof the following:

"Section 11. Nothing contained in this Act shall be construed as affecting the operation of pipe lines designated and operating as common carriers under the provisions of any law of, or contract with, the United States."

Add a new section after Section 12 to be known as Section 13, to read as follows:

"Section 13. If any of the provisions of this Act shall be held unconstitutional, or for any reason shall be held void, such holding shall not have the effect of nullifying the remaining parts or provisions of this Act, but the Act shall not so held to be void shall nevertheless remain in full force and effect."

And when so amended the bill be concurred in.

Report adopted.

O'HARA, Chairman

The Speaker gave notice and signed in open session the following bills:

S. B. 107, by Connolly.

S. B. 223, by Coburn.

S. B. 258, by Booth.

S. B. 225, by Harmon.

S. B. 210, by Burlingame.

S. B. 246, by Leuthold.

S. B. 286, by Donlan.
 Sub. S. B. 238-245, by Leuthold and White.
 S. B. 271, by Griffin.
 S. B. 270, by Griffin.
 S. B. 201, by Gallwey.
 S. B. 263, by Hazelbaker.

MOTIONS AND RESOLUTIONS.

Dillavou moved that House reconsider its action taken on adoption of Committee of the Whole report on S. B. 254, whereby the bill was placed on General Orders.

The Speaker announced the above motion out of order, as the bill had been referred to the Senate and was not before the House for consideration.

A question of quorum being raised, a call of the House was demanded and the following members found absent:

Arnold, Bergeson, Buell, Haskell, Provinse, Rouleau, Sales, Sandy, Sickler, Worden. Total 11.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, further action of the House was suspended.

Dillavou moved that Chief Clerk be instructed to request the return from Senate of H. B. 254. As a substitute by Blomquist, duly seconded and carried, the above motion was laid on the table.

Dillavou appealed from decision of chair, in announcing that motion to lay on the table had been carried. On the following roll call decision of chair was sustained:

Ayes: Allen, Austin, Beley, Bell, Berglin, Blomquist, Bohling, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Cooney, Covell, Daily, Dunn, English, Felton, Geis, Goodland, Goodman, Gullidge, Hathaway, Johnson (Deer Lodge), Johnson (Ferguson), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Penewell, Ray, Reeves, Rhoads, Rickard, Riggs, Roberts, Rodgers, Rouleau, Scharnikow, Shoemaker (Lewis and Clark), Silver, Skulason, Spratt, Stevens, Stoner, Treloar, Troy, Wallace, Warfield, Wilcomb. Total 61.

Noes: Anderson, Boorman, Brockway, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Gillette, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Hunter, Lakin, MacDonald (Flathead), Northey, Parsons, Peden, Perrine, Phelps, Reid, Sales, Scofield, Smith, Shoemaker (Yellowstone), Snell, Spencer, Swift, Williams. Total 38.

Absent and not voting: Arnold, Bergeson, Black, Haskell, Provinse, Sandy, Worden, Mr. Speaker. Total 9.

Upon motion by Dodds, duly seconded and carried, H. B. No. 386 was read correctly printed and placed on General Orders.

The Speaker appointed the following Conference Committee to confer with a Committee from the Senate relative to amendments on S. B. No. 117; Boorman of Cascade, Allen of Madison, and Johnson of Deer Lodge.

Upon motion of Wilcomb, duly seconded and carried, S. B. 130 was recalled to Senate for further consideration and placed on General Orders.

Upon motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from select committees:

Joint Conference Committee report on amendments to Sub. H. B. No. 13 was adopted by the following vote:

Ayes: Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Bohling, Brooks, Brown (Lewis and Clark), Cady, Cavanaugh, Charters, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Haynes, Hills, Jones, Kenyon, King, Knudsvig, Lakin, MacDonald (Flathead), MacDonald (Silver Bow), McQuarrie, Northey, Ogden,

Parsons, Peden, Penewell, Perrine, Ray, Reid, Rickard, Riggs, Rixon, Roy, Rodgers, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoenker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stier, Swift, Treloar, Troy, Wade, Wallace, Williams, Mr. Speaker. Total 76.

Noes: Hathaway. Total 1.

Absent and not voting: Allen, Beley, Bergeson, Boorman, Brockway, Fawcett (Mineral), Buell, Carlson, Chatfield, Crumbaker, English, Faust, Green (Aviation), Hanson, Haskell, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, O'Hara, Phelps, Provinse, Reeves, Rhoads, Rogan, Sandy, Sickler, Warren, Wilcomb, Worden. Total 31.

Upon motion of Skulason, duly seconded and carried, the House now resolved itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and section number only and open to amendment except upon demand of any one member that they be read at length, debate be limited to fifteen minutes to each side.

GENERAL ORDERS.

Skulason in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration, business on General Orders, respectfully report as follows: That H. B. No. 261 be reported as follows:

That H. B. No. 261 be reported back without recommendation and be remain on General Orders.

H. B. No. 4 be made a special order of business for March 2 at 2:30 P. M.

H. B. No. 391 do pass with the following amendment:

Amend Section 1 by striking out in line 41 the words and figures "560.60," and insert in lieu thereof the words and figures "\$80,960."

Amend Section 2 by striking out in line 31 the words and figures "\$6210" and insert in lieu thereof the words and figures "\$80,710."

H. B. No. 270 do pass.

H. B. No. 271 do pass.

H. B. No. 85, the enacting clause be stricken out.

H. B. No. 398 do pass.

H. B. No. 397 do pass.

H. B. No. 395 do pass.

H. B. No. 399 do pass.

H. B. No. 386 do pass.

H. B. No. 213 be placed on General Orders for Wednesday.

S. B. No. 283 the enacting clause be stricken therefrom.

S. B. No. 153 be concurred in.

S. B. No. 223 be concurred in.

S. B. No. 213 be concurred in.

Report adopted.

SKULASON, Chairman

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times and referred to Committees as follows:

H. B. No. 400 by Committee on Appropriations. A bill for an Act entitled "An Act appropriating money for the administrative expenses of the Montana State Highway Commission for the two years, beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Appropriations.

H. B. No. 401, by Committee on Appropriations. A bill for an Act entitled "An Act appropriating money for the administrative expenses of the Montana State Highway Commission for the period beginning March 1, 1921 and ending June 30, 1921." Referred to Committee on Appropriations.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Speaker:

Ye, your Committee on Appropriations, to whom was referred H. B. No. 217, introduced by McQuarrie, a bill for an Act entitled: "An Act to provide for the mining and manufacturing of automobile license plates or other identification on motor vehicles as provided by law in the State of Montana by the miners confined in the State Penitentiary, etc.," beg to report same back to the House with the recommendation that it do not pass.

Report adopted.

BUELL, Chairman.

Speaker:

Ye, your Committee on Appropriations, to whom was referred H. B. No. 218, a bill for an act entitled: "An Act appropriating the sum of two thousand hundred seventy-seven dollars to F. W. Somers, contractor, in payment of reclamation work performed in connection with the State Orphan's Home during the years 1917 and 1918," beg to report same back to the House with the recommendation that the bill do pass, and that it be replaced on Third Reading, which it was taken upon request of this Committee.

Report adopted.

BUELL, Chairman.

On motion, House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Speaker:

Ye, your Joint Conference Committee on Senate Bill No. 177, having met with a like conference committee of the Senate, respectfully report as follows: That the Senate concurs in all House amendments to Senate Bill No. 177 except the following: "Amend Section 1 by inserting after the first "of" the words "the Civil War."

Your Committee recommends that said amendments be amended to read as follows: "Amend Section 1 by inserting after the third "of" the words "the Civil War" and that said amendment be adopted.

JOHNSON, of Silver Bow.

Chairman House Joint Committee.

ANDERSON,

Chairman Senate Joint Committee.

The above report of Joint Conference Committee was adopted by the following roll call:

Ayes: Austin, Bell, Berglin, Blomquist, Boorman, Brockway, Brown (Lewis and Clark), Brown (Mineral), Carlson, Cavanaugh, Charters, Conser, Cooney, Crumbaker, Daily, Dillavou, Dodds, Dunbar, English, Fairgrieve, Geis, Gillette, Goodland, Goodman, Green (Dawson), Gullidge, Hanson, Hathaway, Hayes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kenyon, King, Larson, MacDonald (Flathead), McDonald (Silver Bow), McElroy, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Reeves, Reid, Richards, Rickard, Riggs, Rixon, Roberts, Rodgers, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spratt, Stoner, Swift, Treloar, Troy, Wallace, Mr. Speaker. Total 71.

Noes: None.

Present and not voting: Allen, Anderson, Arnold, Beley, Bergeson, Black, Briggs, Brasier, Brooks, Buell, Cady, Chatfield, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Faust, Felton, Green (Flathead), Haskell, Johnson (Fergus), Lakin, McQuarrie, Peden, Provinse, Ray, Rouleau, Sales, Scharnikow, Spratt, Stevens, Wade, Warren, Wilcomb, Williams, Worden. Total 37.

THIRD READING OF HOUSE BILLS.

On motion by Johnson of Deer Lodge, duly seconded and carried, the Senate amendments to House Bills were concurred in by an aye and no vote.

The Senate amendments to Sub. H. B. 27, by Committee on Judiciary, were concurred in by an aye and no vote.

O'Hara moved that the House refuse to concur in the Senate amendments to H. B. No. 47, and that a Conference Committee of three be appointed to confer with a like committee from the Senate relative to the Senate amendments. Motion was duly seconded and carried and the Speaker appointed the following: O'Hara, Allen, English.

The Senate amendments to Substitute for H. B. 148 were concurred in by an aye and no vote. Upon motion of Rixon, duly seconded and carried, the House refused to concur in Senate amendments to H. B. 206 and 207, and a conference committee was appointed to confer with like committee from the Senate relative to Senate amendments on House Bills 206 and 207. The Speaker appointed as follows: On House Bill 206, Rixon, Stoner and Wilcomb, and on H. B. 207, Higgins, McQuarrie and Peden.

The Senate amendments to H. B. 260 by Ways and Means Committee were concurred in by an aye and no vote.

The Senate amendments to H. B. 267 by McDonald of Silver Bow, were concurred in by an aye and no vote.

The Senate amendments to H. B. 222, by Committee on Agriculture, were concurred in by an aye and no vote.

H. B. No. 382, by Committee on Appropriations, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Conser, Covell, Crumbaker, Daily, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kap. Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Penewell, Phelps, Ray, Rees, Reid, Rhoads, Rickard, Rixon, Rouleau, Sandy, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Spencer, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams. Total 70.

Noes: Gillette, Green (Dawson), O'Hara, Perrine, Skulason, Snell, Mr. Speaker. Total 7.

Absent and not voting: Allen, Anderson, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Conser, Covell, Crumbaker, Daily, Dodds, Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Peden, Provinse, Riggs, Roberts, Rodgers, Sales, Scharnikow, Scofield, Sickler, Silver, Spratt, Stevens, Wallace, Warren, Worden. Total 31.

H. B. No. 392, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Beley, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (General), Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kemp, Kerom, King, Lakin, Larsons, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Ray, Reeves, Rhoads, Rickard, Rixon, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Williams, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Austin, Bell, Brooks, Buell, Chatfield, Dowlin (Seabud), Dunn, English, Gillette, Haskell, Hathaway, Johnson (Fergus), Johnson (Silver Bow), Knudsvig, Peden, Provinse, Reid, Riggs, Roberts, Rodgers, Sales, Sickler, Silver, Wallace, Warren, Wilcomb, Worden. Total 27.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from the Standing Committees:

Speaker:

Ve, your Committee on Highways, having had under consideration Senate Bill No. 141, by Junod, a bill for an act entitled: "An Act establishing a State Highway Commissioner, prescribing the powers and duties thereof, and authorizing the construction, maintenance, repair and marking of public roads and bridges; creating a State Highway Fund, imposing certain duties upon county local officials, and assenting to the Federal Aid Act of Congress approved July 11, 1916, and all other acts granting aid to public highways; and authorizing the State Highway Commission to co-operate with the United States Government in the construction of roads and bridges; and repealing Chapter 170, Session Laws of the Fifteenth Legislative Assembly of the State of Montana," respectfully report as follows: That Senate Bill No. 141 be amended as follows: Amend the title of the above bill by striking out in line 2 the word "Commissioner" and inserting in lieu thereof the word "Commission." Substitute for Section 1 of the printed bill as follows:

Section 1. There is hereby created a Commission, to be known as the State Highway Commission, to consist of three members, one member to be known as the State Highway Commissioner, and the other members to be known as Assistant Highway Commissioners, and each of said members shall be a citizen of the United States.

The State Highway Commissioner shall be the Executive head of the Commission and shall hold office for the term of four years, and until his successor is appointed and qualified, shall make his headquarters at the City of Helena, shall devote his time exclusively to the business of his office, and shall receive compensation, to be paid out of the State Highway Fund, the sum of Six Thousand Dollars (\$6,000.00) per annum, together with his traveling expenses while actually engaged about the duties of his office outside of the City of Helena. The Assistant Highway Commissioners shall each hold office for the term of three years, and until his successor is appointed and qualified, except as provided, and shall receive as compensation, to be paid out of said fund, the sum of Ten Dollars (\$10.00) per diem, for each day actually engaged in the performance of his office, including his time of travel between his home and the place of performance of such duties, together with his traveling expenses while away from his home in the performance of the duties of his office.

The Highway Commissioner shall give bond conditioned for the faithful performance of his duties in the sum of Twenty-five Thousand Dollars (\$25,000.00), and the Assistant Highway Commissioners shall give a like bond in the sum of Ten Thousand Dollars (\$10,000.00) each."

Substitute for Section 2 of the printed bill to read as follows:

The members of the State Highway Commission shall be appointed by the Governor and may be removed by him at any time for cause. Said Commission shall meet at least once each month for the purpose of transacting its business, including the consideration of claims and the letting of contracts; two members of the Commission shall constitute a quorum for the transaction of business. The State Highway Commissioner shall appoint an Engineer whose salary shall be fixed by the State Highway Commission. Said Engineer shall perform any and all duties relating to the office of the Highway Commission which said Commission may impose upon him; such Engineer shall take and file constitutional oath of office before entering the performance of his duties; he shall give a bond in such sum as the Commission may determine and may be removed by the Commissioner at any time for cause."

Amend Section 3, line 7, of the printed bill, by striking out the word "first" and inserting in lieu thereof the word "fifteenth."

Amend Section 6, line 2 of the printed bill by striking out the word "Commissioner" and inserting in lieu thereof the word "Commission," and further amend line 2 by striking out the word "his" and inserting in lieu thereof the word "its." Further amend Section 6, line 3 by striking out the word "he" and inserting in lieu thereof the word "it."

Amend Section 7, line 2, of the printed bill, by striking out the word "Commission" and inserting in lieu thereof the word "Commissioner."

Amend Section 8, line 2, of the printed bill by striking out the word "Commissioner" and inserting in lieu thereof the word "Commission" and further amend Section 8, line 4, by striking out the word "Commissioner" and inserting in lieu thereof the word "Commission," and further amend Section 8, line 6, by striking out the word "Commissioner" and inserting in lieu thereof the word "Commission." Amend Section 8, line 7, by striking out the word "he" and inserting in lieu thereof the word "it," and further amend Section 8, line 11 by striking out the word "Commissioner" and inserting in lieu thereof the word "Commission." Amend Line 12, Section 8, by striking out the word "his" and inserting in lieu thereof the word "its."

Amend Section 17 by striking out the entire section and substituting in lieu thereof the following:

"Section 17. For the purpose of carrying out the provisions of this act there is hereby created a State Highway Fund and a State Highway Trust Fund. The State Highway Fund shall be credited with all moneys received for these and purpose of the State Highway Commission from the receipt or transfer of motor vehicle license fees, as provided by law, or from other sources except as hereinafter provided. The State Highway Trust Fund shall be credited with all moneys received from the counties, and from the Federal Government or other agencies for expenditure by the Commission in connection with the actual construction of specific projects. All moneys in the hands of any State officer, upon the passage and approval of this Act, shall be segregated by such State officer and credited to the respective fund to which it properly belongs as above defined. Hereafter all moneys collected for the State Highway Fund or the State Highway Trust Fund, as authorized by law, shall be credited to such fund or funds by the State Treasurer. Provided, however, that nothing herein contained shall prevent the State Highway Commission from recovering from the State Highway Trust Fund moneys deposited or paid into such Trust Fund by counties and the Federal Government or other agencies to defray the cost of engineering incident to the construction, supervision and inspection of projects carried on under the direction of the Commission."

Amend Section 18 of the printed bill by striking out the entire section and substituting in lieu thereof the following:

"Section 18. All accounts and expenditures shall be certified by the Highway Commissioner, approved by the State Board of Examiners, and paid by the State Treasurer, upon warrants drawn by the State Auditor out of the proper fund created by this Act. In submitting claims for payment as herein provided, the State Highway Commissioner shall certify whether the warrant is to be drawn against the State Highway Fund or the State Highway Trust Fund. If the claim is against the State Highway Trust Fund he shall state the particular project to which the payment will apply. The State Treasurer is hereby authorized to receive all warrants drawn by the United States Government in accordance with the provisions of any Act of Congress and to credit same to the State Highway Trust Fund. The State Highway Commission shall provide a system of accounting for each project considered which shall show the amount of money received therefor and also an itemized statement of the expenses in connection therewith. Such system shall be approved by the State Board of Examiners."

Amend Section 22, line 2, by striking out the words, "its passage and approval" and inserting in lieu thereof the words "May 1, 1921."

Further amend Senate Bill No. 141 by striking from each section the title of said section.

And when so amended the bill do be concurred in.

Report adopted.

McQUARRIE, Chairman

Upon motion of Johnson of Deer Lodge, duly seconded and carried, S. 1141 was reported correctly engrossed and placed on Third Reading.

THIRD READING OF SENATE BILLS.

S. B. No. 141, by Junod, having been read three several times, title and his-
agreed to, was concurred in, by the following roll call:

Ayes: Allen, Anderson, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling,
F. man, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cady, Carlson,
aters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds,
lin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Felton, Geis, Gillette,
elman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway,
l, Hunter, Johnson (Deer Lodge), Kemp, Kenyon, King, Knudsvig, Lakin,
on, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons,
well, Perrine, Ray, Reeves, Reid, Rhoads, Rickard, Rixon, Rodgers, Rouleau,
s, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker
(lowstone), Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Tre-
le Troy, Wade, Wilcomb, Williams, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Arnold, Austin, Black, Brown (Mineral), Buell, Cav-
augh, Dowlin (Rosebud), Dunn, Goodland, Haskell, Haynes, Johnson (Fergus),
son (Silver Bow), Jones, MacDonald (Flathead), Peden, Phelps, Provinse,
Rea, Roberts, Sickler, Silver, Snell, Wallace, Warren, Worden. Total 26.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the
House adjourned until 10:00 o'clock A. M. Wednesday, March 2, 1921.

Attest: FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FIFTY-NINTH DAY

House of Representatives, Helena, Montana, March 2, 1921.

House met at 10:00 o'clock A. M. pursuant to adjournment.

Mr. Speaker in chair.

Prayer by Chaplain.

Roll called and all present except: Haskell, Sickler, and Worden excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for
the fifty-eighth Legislative Day, and have found same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon
motion, duly seconded and carried, were considered as read at length:

Mr. Speaker:

March 1, 1921.

I am directed by the Senate to inform your Honorable Body that pursuant
to your request of this date, asking that Sub. for S. B. No. 130 be returned to
the House for further consideration, the bill is herewith returned.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 1, 1921.

I am directed by the Senate to inform your Honorable Body that the Com-
mittee of the Whole to whom was referred business on General File, respectfully
reports as follows:

B. No. 269 and recommend that same be concurred in.

Sub. for H. B. No. 36 and recommend that same be placed at the bottom of
the calendar.

B. No. 262 and recommend that same be amended as follows:

Amend Section 3 by adding in line 5 "excepting in private homes" after the
word "places."

Amend Section 8 by striking out in lines 3, 4 and 5 all the sections beginning with the words "or by revocation," and as amended recommend that same be concurred in.

Sub. for H. B. No. 17 and recommend that same be concurred in.

H. J. M. No. 7 and recommend that same be concurred in.

H. B. No. 227 and recommend that same be amended as follows:

Strike out Sections 3 and 4, and as amended recommend that same be concurred in.

H. B. No. 229 and recommend that same be placed at the bottom of General File.

H. B. No. 78 and recommend that same be concurred in.

The above report was adopted.

HEREN, Chairman

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Mr. Speaker:

March 1, 1921

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Edwards, duly seconded and carried, House Bill No. 269 was placed on General File.

Upon motion of Senator Larson, duly seconded and carried, House Bill No. 193 was referred to the Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

Mr. Speaker:

March 1, 1921

I am directed by the Senate to inform your Honorable Body that a communication was received from the Governor advising that he had approved the following Senate measures:

S. B. No. 7, S. B. No. 163, and S. B. No. 182.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate

March 1st, 1921

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Taxation reported H. B. No. 366, by Committee on Revenue and Taxation, "An Act to amend section 1 of chapter 51 of the Laws of the Sixteenth Legislative Assembly of the State of Montana providing for the classification of taxable property in this state for the purpose of taxation and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the imposition of the tax thereon," recommend that the same be concurred in.

Committee on Stockgrowing and Grazing reported H. B. No. 299, by Committee on Livestock and Public Ranges, "An Act providing for a county bounty on predatory animals; providing the method of levying a tax to provide for the same, etc.," recommend that the same be amended by inserting after the word "whenever," in line 9 of section 1, the following: "the owners, or agent or agents of such owners, representing;" and by striking out in line 9 of section 1 the word "stock," and inserting in lieu thereof the word "livestock;" and by striking out in line 10 of section 1, the word "owners," and as amended that the same be concurred in.

Committee on Taxation reported H. B. No. 372, by Stevens, "An Act to amend section 3342 of the Revised Codes of Montana of 1907, as amended by chapter 103 of the Session Laws of 1911, as amended by chapter 27 of the Session Laws of 1917, relating to the amount of taxation to be assessed and levied by municipalities for general, municipal and administrative purposes," recommend that same be not concurred in.

Committee on Taxation reported H. B. No. 380, by Ways and Means Committee, "An Act to provide for the support of the government of the State of Montana for the years 1921 and 1922," recommend that same be amended as follows:

Amend section 6, lines 7 and 8, by striking out the words "one-fifteenth" and figures "(1-15th)" after the figures "1922" and insert in lieu thereof the words "three-fortieths" and figures "(3-40ths)" as amended that same be concurred in.

Committee on Judiciary reported H. B. No. 254, by O'Hara, "An Act to amend chapter 52, laws of the Thirteenth Legislative Assembly, 'An Act making the Board of Railroad Commissioners of the State of Montana ex-officio a public service commission for the regulation and control of certain public utilities, etc.'" recommend that said bill be concurred in.

Committee on Finance and Claims reported H. B. No. 358, by Committee on Appropriations, "An Act appropriating money for the payment of deficiency claims arising out of the operation of various state departments for the year ending February 28, 1921," recommend that same be concurred in.

Also H. B. No. 253, by Committee on Appropriations, "An Act to amend section two (2) of chapter 86 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, providing for the appointment of a state accountant and defining his duties; providing additional qualifications for the state accountant, and repealing all acts and parts of acts in conflict with this act," recommend that same be not concurred in.

Also H. B. No. 373, by Committee on Appropriations, "An Act appropriating money for the maintenance of the Institutions comprising the University of Montana for the period beginning March 1, 1921, and ending June 30th, 1921," recommend that same be concurred in.

Also H. B. No. 374, by Committee on Appropriations, "An Act appropriating money for the maintenance of the Institutions comprising the University of Montana for the period beginning July 1, 1921, and ending June 30 1923" recommend that the same be amended by striking out in lines 18, 19 and 20 of page of the original bill the following words and figures: "For the construction, repair and equipment of buildings at the State University to be paid from the Educational Bond Fund, five hundred thousand dollars (\$500,000.00):" in lines 25, and 26 of page 1 of the original bill by striking out the following words and figures: "For the construction, repair and equipment of buildings at the Agricultural College of Montana, to be paid from the Educational Bond Fund, five hundred thousand dollars (\$500,000.00):" by striking out in lines 18, 19 and 20 of page 2 of the original bill the following words and figures: "For the construction, repair and equipment of buildings at the State School of Mines to be paid from the Educational Bond Fund, Two Hundred Thousand Dollars (\$200,000.00):" by striking out in lines 24, 25 and 26 of page 2 of the original bill the following words and figures: "for the construction, repair and equipment of buildings at the Montana State Normal College, to be paid from the Educational Bond Fund, Forty-five Thousand Dollars (\$45,000.00):" by striking out in lines 6, 7, and 8 of page 3 of the original bill the following words and figures: "For the construction, repair and equipment of buildings at the State University to be paid from the Educational Bond Fund, Five Hundred Thousand Dollars (\$500,000.00):" by striking out in lines 11, 12 and 13 of page three of the original bill the following words and figures: "For the construction, repair and equipment of buildings at the Agricultural College of Montana to be paid from the Educational Bond Fund, Five Hundred Thousand Dollars (\$500,000.00):" by striking out in lines 3, 4, and 5 of page 4 of the original bill the following words and figures: "For the construction, repair and equipment of buildings at the State Normal College, to be paid from the Educational Bond Fund, Fifty-Two Thousand Five Hundred Dollars (\$52,500.00):" and as amended the bill be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that at 5:35 P. M. the Senate adjourned to meet Wednesday, March 2nd, 1921.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File, respectfully reported as follows:

Sub. for H. B. No. 117 and recommend that same be amended as follows:

Amend section 2 by striking out in line 17, beginning at the word "provided" all the lines 18, 19, 20, 21, 22 and 23.

Amend section 2 by striking out in line 24 the words "either as Lessor or Lessee," and inserting in lieu thereof the words "or persons, firm, co-partnership or corporation" and as amended recommend that the same be concurred in.

H. B. No. 114 and recommend that same be amended as follows:

Amend Committee Report Section 2 by striking out in line 1 of said paragraph the word and figure "one (1)" and inserting in lieu thereof the word and figure "five (5)."

Amend Committee report section 2 by striking out in line three of said paragraph the word and figure "five (5)" and inserting in lieu thereof the word and figure "twenty-five (25c)," and as amended recommend that the same be concurred in.

H. B. No. 116 and recommend that same be concurred in.

Sub. H. B. No. 56 and recommend that same be amended by striking out the amendment formerly adopted in Committee of the Whole, and as amended recommend that same be concurred in.

H. B. No. 229 and recommend that same be amended as follows:

Amend section 1 by adding in line 5 after the word "detectives" the following "shall take and subscribe the official oath required by law and," and as amended recommend that same be concurred in.

H. B. No. 220 and recommend that same be amended as follows:

Strike out section 4 and as amended recommend that same be concurred in.

H. B. No. 11 and recommend that same be concurred in.

H. B. No. 112 and recommend that same be concurred in.

S. B. No. 135 and recommend that same do not pass.

JENSEN, Chairman.

Upon motion of Senator Lewis, duly seconded and carried, Senate Bill No. 135 was segregated from the report and placed at the head of General File for tomorrow.

The above report as amended was thereupon adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bills No. 253, 372, 329, 268, 6, 12 were reported by Standing Committee with the recommendation that the same be not concurred in, which report was adopted, and the bills are herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Enrolled Bills reported Senate Bills No. 263, 201, 271, 270, 233, 258, 225, 210, 246, 286, 107, and Sub. for S. B. Nos. 238 and 245 correctly enrolled.

Committee on Judiciary reported H. B. No. 78, by Troy, Skulason, Rigg, Rodgers and Dowlin of Rosebud, "An Act to provide for the creation, organization and operation of agricultural corporations, or co-operative agricultural districts, to promote the improvement of the production, processing, storing, warehousing and marketing of any or all agricultural or farm products; to define the

purposes and powers as to creation, operation, existence, financing, including bonding, consolidation or joint operation, and dissolution," recommend that said bill be amended as follows:

Amend section 3 of article III, by inserting in line 25, page 9, of the original bill, after the word "direct" and before the word "notice" the word "personal."

Also, in the same line, insert after the word "given" and before the word "by" the words "to such members as are within the State of Montana, and by mail to such members without the state and;"

Amend said section by inserting in line 14, page 10, after the word "hearing" and before the word "authorizing" the words "describing the lands and;" and as so amended recommend that said bill be referred to General File without any further recommendation of this Committee.

Committee on Counties and Towns reported H. B. No. 268, by McDonald of Silver Bow, "An Act providing for the creation of a police pension fund law in cities of the first and second class, and providing for police pension board and prescribing the duty of the said board with reference to the care and distribution of said fund," recommend that same be not concurred in.

Also Senate Bill No. 155, by Donlan, "An Act to provide for the form, preparation and determination of budgets for the expenditure of county funds," recommend that House amendments to Senate Bill No. 155 be concurred in.

Also H. B. No. 193, by Silver, "An Act providing for the payment of equalized compensation to each soldier who served in the military or naval forces of the United States during the war between the United States and the German empire and its allies between the sixth day of April, 1917, and the eleventh day of November, 1918, authorizing the State of Montana to become indebted in the sum of four million five hundred thousand dollars (\$4,500,000.00) in excess of the constitutional limit over and above any bonded indebtedness heretofore incurred or created and for which said state is now obligated, etc.," report back and hereby submit same without recommendations.

Also H. B. No. 220, by Riggs, "An Act to amend section 1 of chapter 23, of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, relating to the powers of cities and towns to provide band concerts for entertainment purposes," recommend that same be concurred in.

Committee on Taxation reported H. B. No. 6, by Bergeson, "An Act to amend sub-division 5 of section 1, of chapter 48 of the Session Laws of the sixteenth Legislative Assembly of the State of Montana, entitled: 'An Act prescribing the powers and duties of the State Board of Equalization and repealing sections 2584 to 2592, inclusive, of the Revised Codes of Montana of 1907,' recommend that same be not concurred in.

Also H. B. No. 11, by Bergeson, "An Act to amend sections 3, 5, 6, 7, 9, and 10 of chapter 5, Session Laws Extraordinary Session of the Sixteenth Legislative Assembly entitled: 'An Act providing for the taxation of the property of freight line companies doing business in this State and repealing chapter 2 Acts of the Fifteenth Legislative Assembly of the State of Montana being an act entitled: 'An Act providing a method for the assessment and collection of license fee on private care companies doing business in this State,' recommend that same be amended as follows:

Amend the title after the word "license" by striking out the word "fee" and insert in lieu thereof the word "tax," and as so amended the same be concurred in.

Also H. B. No. 12, by Bergeson, "An Act to amend chapter 87 Acts of the Fifteenth Legislative Assembly, being an Act entitled, 'An Act providing a method for the assessment and collection of a license fee on express companies doing business in this State,' recommend that same be not concurred in.

Also H. B. No. 112, by Committee on Revenue and Taxation, "An Act requiring every person, firm, association, joint stock company and corporation engaged in or carrying on the business of coal mining, or engaged in working or operating any mine or mining property in the State of Montana, from which coal is mined, produced or extracted, to pay to the state treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a

method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act." recommend that same be amended as follows:

Strike out in the title of said bill between the word "license" and the word "for," the word "fees" and insert in lieu thereof the word "taxes."

Amend the title of said bill by striking out the word "fees" between the word "license" and the word "prescribing" and insert in lieu thereof the word "taxes."

Amend section 2, line 26, by striking out the words "five cents" and figure "(5c)" and insert in lieu thereof the words "ten cents" and figures "(10c)."

Amend section 2, line 16, by striking out after the word "mine" the remainder of the section.

Further amend said section 2 by striking out the word "fee" and the word "fees" wherever the same occur and insert in lieu thereof the word "tax" and the word "taxes."

Amend section 3 of said bill by striking out the word "fee" wherever the same appears in said bill and insert in lieu thereof the word "tax."

Amend section 4 by striking out after the word "equalization" the words "Montana Tax Commission should such a Commission be created by this Legislative Assembly," and amend said section by striking out the above language wherever it appears again in said section.

Amend section 5 by striking out of said section wherever appear the words "or Montana Tax Commission should such a Commission be created by this Assembly."

Amend section 6 by striking out of said section wherever appear the words "or Montana Tax Commission should such a Commission be created by this Assembly."

Amend section 6 by striking out the word "fees" between the word "license" and the word "for" and insert the word "tax" or "taxes" as the case may be.

Amend section 8 by striking out of said section the words "or Montana Tax Commission should such a commission be created by this Assembly," whenever the same occurs.

Amend Section 8 by striking out the word "fee" or "fees" wherever the same may occur and insert in lieu thereof the word "tax" or "taxes" in said section as the case may be.

Amend section 8 by striking out the words "no action shall be maintained by such person to review, revise or change the statement so made by the state board of equalization or Montana Tax Commission should such a commission be created by this assembly, in any particular whatever, or to enjoin the collection of the license fee, or any part thereof, and such person shall have no right to pay such license fee or any part thereof under protest or maintain any action to recover the same."

Amend section 8 by striking out the word "fees" and inserting the word "taxes."

Amend section 11 by striking out between the words "license" and "herein" the word "fees" and insert the word "taxes," and as amended the same be conformed in.

Also sub. for H. B. No. 113, by Committee on Revenue and Taxation, "An Act to amend section 4, 5, and 6 of chapter 75 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917, relating to the registration and licensing of motor vehicles and dealers, prescribing a schedule of license therefor and repealing all acts and parts of acts in conflict herewith," beg leave to report as follows: We recommend the following amendments to the above bill:

1. That Sections 1 and 2 of said bill be stricken therefrom and that section 3 of said bill be renumbered section 1 thereof, and that the same read as follows:

"Section 3. That section 6 of chapter 75 of the Laws of the Fifteenth Legislative Assembly of Montana as amended by section 2 of chapter 207 of the Laws of the Sixteenth Legislative Assembly of Montana of 1919, be and the same hereby amended to read as follows:

"Section 6 (a). Registration fees shall be paid to the Registrar of Motor Vehicles upon registration or re-registration of dealers and motor vehicles in accordance with this Act as follows:

Dealers in motor vehicles other than motorcycles.....	\$75.00
Dealers in motorcycles.....	22.50
Exclusive dealers in automobile accessories.....	10.00
Motor vehicles, other than motor trucks, having a rated engine capacity not exceeding twenty-three (23) horsepower (according to S. A. E. formula)	7.50
Motor vehicles, other than motor trucks, having a rated engine capacity exceeding twenty-three (23) horsepower, and not more than thirty-seven (37) horsepower (according to S. A. E. formula).....	15.00
Motor vehicles, other than motor trucks, having a rated engine capacity exceeding thirty-seven (37) horsepower (according to S. A. E. formula).....	22.50
Electrically driven passenger vehicles.....	15.00
Trucks not over one (1) ton capacity.....	10.00
Trucks over one (1) ton and not over two (2) tons...	22.50
Trucks over two (2) and not over three (3) tons capacity	37.50
Trucks over three (3) tons capacity.....	60.00
Bicycles with motor attachment.....	1.50

The Registrar of Motor Vehicles shall first deduct from all fees paid under the provisions of this act the actual cost of making and mailing all licenses certificates, license plates, and identification marks; of the remainder of the fees so paid he shall transmit twenty-five per cent thereof to the county from which the registration fee came, for deposit to the credit of the general road fund of said county. The remaining seventy-five per cent he shall transmit to the state treasurer, to be deposited to the credit of the state highway fund.

(b) If any dealer or motor vehicle is originally registered after July 31st in any year, the registration fee for the balance of such year shall be one-half of the regular fee above given.

(c) A dealer who shall maintain more than one place of business, and who shall maintain any branch establishment, or establishments, must register and pay a registration fee for each such place or business or establishment.

(d) A registered dealer who may sell and dispose of his entire business to any other person may have his certificate of registration transferred to such purchaser, upon filing with the registrar of motor vehicles a statement containing the name of the registered dealer, the number under which such dealer is registered, the name of the purchaser, and the location of the place of business so sold. Upon the filing of such statement, accompanied by a filing fee of one dollar (\$1.00), the registrar of motor vehicles shall note upon the registration record such change of ownership. But no certificates of registration can be so transferred unless the entire business of the dealer holding such certificate of registration be sold and disposed of, and no such certificate of registration can be transferred to any person other than the purchaser of such business.

(e) The provisions of this Act with respect to payment of registration fees shall not apply or be binding upon motor vehicles owned or controlled by the United States of America, or by any state, city or county; but in all other respects the provisions of this Act shall be applicable and binding upon cars so owned.

2. Renumber sections 4 and 5 of the bill to read sections 2 and 3. *

3. Also amend the title of the bill to read as follows: "A Bill for an Act entitled: 'An Act to amend section 6 of chapter 75 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917, as amended by section 2 of chapter 207 of the Laws of the Sixteenth Legislative Assembly of Montana of 1919, relating to registration fees for motor vehicles, and repealing all acts and parts of acts in conflict herewith,'" and as so amended the same be concurred in.

Committee on Taxation reported H. B. No. 114, by Committee on Revenue and Taxation, "An Act requiring every person, firm, association, joint stock company and corporation engaged in or carrying on the business of producing or manufacturing cement, cement plaster, or gypsum plaster, in this state shall pay to the state treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana, etc.," recommend that same be amended as follows:

Amend the title of said bill by striking out the word "shall" where it occurs between the word "state" and the word "pay" and insert in lieu thereof the word "to."

Amend the title of said bill wherever the word "fees" occurs by striking out said word and inserting in lieu thereof the word "taxes."

Amend section 2 by striking out the word "fee" where it occurs in said section and insert in lieu thereof the word "tax."

Amend section 2 by striking out all of that section following the word "equal to" to the end of the section and insert the following: "One (1) cent per barrel for each and every barrel of cement containing 376 pounds, manufactured or produced, and an amount equal to five cents (5c) per ton for each and every cement plaster or gypsum plaster and other products by whatever name called containing two thousand pounds manufactured or produced during such year by such persons within the State of Montana."

Amend section 3 by striking out the word "fee" wherever the same occurs and insert in lieu thereof the word "tax."

Amend section 4 by striking out of said section the words "or Montana Tax Commission should such commission be created by this Assembly," and wherever the same appears in said section.

Amend section 5 by striking out wherever the same appears, the words "or Montana Tax Commission if such commission be created by this Assembly."

Amend section 6 by striking out wherever the same appears, the following words "or Montana Tax Commission if such commission be created by this assembly."

Amend section 6 by inserting after the words "number of barrels" the words "or tons."

Amend section 6 by striking out the word "fees" wherever the same occurs and insert in lieu thereof the word "taxes."

Amend section 8 by striking out of said section wherever the words appear the following: "or Montana Tax Commission if such commission be created by this Assembly."

Amend section 8 by inserting after the words "number of barrels" the words "or tons."

Amend section 8 by striking out the word "fees" wherever the same occurs and insert in lieu thereof the word "taxes" and amend said section by adding after the words "attorney general" the words "or any county attorney."

Amend section 8 by striking out all of the following "No action shall be maintained by such person to review, revise or change the statement so made by the board of equalization in any particular whatever, or to enjoin the collection of the license fee or any part thereof and such person shall have no right to pay such license fee or any part thereof under protest or maintain any action to recover the same."

Amend section 9 by striking out the word "fees" and insert in lieu thereof the word "taxes."

Amend section 11 by striking out the word "fees" where the same occurs between the word "license" and "herein" and insert in lieu thereof the word "taxes" and as so amended the same be concurred in.

Also Sub. for H. B. No. 116, by Committee on Revenue and Taxation, "An Act to provide for the taxation of the net proceeds of mines and repealing sections 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, and 2571 of the Revised Codes of Montana of 1907," recommend that same be amended as follows:

Amend section 1 by striking out the words "or by the Montana Tax Commission, if one be created" wherever the same appears in any part of said section.

Amend section 1 by striking out the words "or to the Montana Tax Commission, if one be created," wherever the same appears in any part of said section.

Amend section 2 by striking out the word "or the Montana Tax Commission, if one be created," wherever the same appears in any part of said section.

Amend section 3 by striking out the words "or the Montana Tax Commission, if one be created," wherever the same appears in any part of said section.

Amend Section 4 by striking out the word "or the Montana Tax Commission, if one be created," wherever the same appears in any part of said section.

Amend section 6 by striking out the words "or the Montana Tax Commission, if one be created," wherever the same appears in any part of said section, and as amended the same be concurred in.

Also Sub. for H. B. No. 117 by Committee on Revenue and Taxation. "An Act concerning licenses for revenue purposes; requiring every person, firm, association, joint stock company, syndicate and corporation engaged in or carrying on the business of working or operating any mine or mining property in the State of Montana, from which gold, silver, copper, lead or any other metals, or precious or semi-precious gems or stones of any kind shall be mined, extracted, or produced, to pay to the state treasurer certain annual license fees for engaging in and carrying on such business in this state; fixing the amount of such license fee to be paid therefor; providing a method for the assessment and collection thereof and for the disposition thereof; and prescribing penalties for violations of the provisions of this Act," recommend that same be amended as follows:

Amend the title of said bill by striking out the word "fees" after the word "license" and insert in lieu thereof the word "tax."

Further amend the title of said bill by striking out the word "fee" after the word "license" and before the word "to" and insert in lieu thereof the word "tax."

Amend section 2, line 30, after the word "the" by striking out the word "fees" and insert in lieu thereof the word "taxes."

Amend Section 2, page 2, line 3, after the word "license" by striking out the word "fees" and insert in lieu thereof the word "tax."

Amend section 3, line 25, after the word "license" by striking out the word "fee" and insert in lieu thereof the word "tax."

Amend section 4 by striking out the words "or the Montana Tax Commission, if one be created," wherever same appears in any part of said section.

Amend section 5 by striking out the words "or the Montana Tax Commission, if one be created," wherever same appears in any part of said section.

Amend section 5, line 23, after the word "license" by striking out the word "fee" and insert in lieu thereof the word "tax."

Further amend said section, line 33, after the word "license" and before the word "with," by striking out the word "fee" and inserting in lieu thereof the word "tax."

Amend section 6, line 4, by striking out the word "fee" and inserting in lieu thereof the word "taxes."

Further amend said section line 10, by striking out the word "fee" and insert in lieu thereof the word "tax."

Amend section 7 by striking out the words "or the Montana Tax Commission, if one be created," wherever same appears in any part of said section.

Amend section 7 by striking out the word "fee" and the word "fees" wherever same appear in said section, and insert in lieu thereof the word "tax" or the word "taxes" wherever the same may be applied in said section.

Amend section 8 by striking out the words "or the Montana Tax Commission, if one be created" wherever the same appears in said section.

Amend section 8 by striking out the word "fee" and the word "fees" wherever same appear in said section, and insert in lieu thereof the word "tax" or the word "taxes" wherever the same may be applied in said section.

Amend section 9 by striking out the words "or the Montana Tax Commission, if one should be created" wherever the same appears in said section.

Amend section 9 by striking out the word "fee" and the word "fees" wherever same appear in said section, and insert in lieu thereof the word "tax" or the word "taxes" wherever the same may be applied in said section.

Amend Section 10, line 26, by striking out the word "fee" and insert in lieu thereof the word "tax."

Further amend said section, line 31, by striking out the word "fee" and insert in lieu thereof the word "tax."

Amend section 11 by striking out the word "fee" and the word "fees" wherever same appear in said section, and insert in lieu thereof the word "tax" or the word "taxes" wherever the same may be applied in said section.

Amend section 12, line 11, by striking out the word "fees" and insert in lieu thereof the word "tax," and as so amended the same be concurred in.

Committee on Judiciary reported H. B. No. 329, by McQuarrie, "An Act to provide for the classification of lands in the State of Montana for assessment and taxation purposes, and to authorize the board of county commissioners to cause such classification to be made, and to provide for a tax levy to pay for the cost thereof and to provide for the payment of indebtedness hitherto incurred by counties acting under the provisions of chapter 89 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and to repeal chapter 89 of the Laws of the Sixteenth Legislative Assembly of the State of Montana," recommend that same be not concurred in.

The above reports were adopted.

Joint Conference Committee reported Sub. for Senate Bill No. 117, recommend as follows:

That the House recede from its amendment to sections 1, 2, and 3 as to the required valuation of the old and new counties and that the words "twelve million" wherever they are found in the bill be stricken out and that the words "ten million" be inserted in lieu thereof, and further that the words "eight million" wherever they are found in the bill be stricken out, and that the words "seven million" be inserted in lieu thereof.

That Senate concur in the House amendments as to the required area for the old and new county.

That the House recede from its amendment as to the distance of the new county line from the county seat of the old county and that the words "twenty miles" wherever they appear, be stricken out and the words "eighteen miles" be inserted in lieu thereof.

That the Senate concur in the House amendment in striking out in line 13 on page 10, of the original bill, the words "if any," and substituting in lieu thereof the word "no."

That the Senate concur in House amendment to section 2, striking out in line 19, page 10, of the original bill the words "formally" and inserting in lieu thereof the word "formerly."

That the Senate concur in the House amendment to section 3 of said bill in striking out in line 23 on page 18 of the original bill the words "or the office to which he has appointed," and inserting in lieu thereof the words "for the office to which he has been appointed."

That the Senate concur in the House amendment to section 6 in striking out in line 1 the word "person," and inserting in lieu thereof the word "persons."

That section 7 be amended by inserting after the word "it" in line 44 of said section of the printed bill, the following: "and the old county may, by resolution of its board of commissioners, accept such bonds of the new county in payment of such indebtedness and such bonds, or such indebtedness, if bonds are not accepted, shall be a tangible asset of said old county, and be considered as such at arriving at the limit of bonded indebtedness of such old county."

That the House recede from its amendment to section 8 of the bill.

That the House recede from its amendment to section 10, and that section 10 be amended by striking out in line 16 of the original bill the word "county" and inserting in lieu thereof the word "district."

That the House recede from its amendment to section 14.

That the House recede from its amendment to section 16, and that all of section 16 be stricken out, and the following be inserted as section 16:

"Section 16. Chapter 226 of the Session Laws of the Sixteenth Legislative Assembly of 1919 and all amendments thereto, and all acts and parts of acts in conflict herewith are hereby repealed; provided, however, that the provisions of this act save and except the provisions of the sections 1 and 7 providing for the apportionment of indebtedness, and the provisions of section 7 providing for the payment of the cost of election, and the provisions of section 8 providing for the payment of persons actually employed under the provisions of this act, shall not apply to the creation of any new county, where an election has heretofore been called to determine whether such new county shall be created; provided, however, such election shall be held upon the day for which it was originally called or ordered; in which case the proceedings for the creation of such county shall continue under the provisions of law heretofore in force. The provisions of this act which are in this section specifically enumerated as exceptions shall apply to any county which may not at the time of the passage and approval of this act have been fully created."

That the Senate concur in the House amendment in striking out section 17.

That the Senate concur in the House amendment to section 3, wherein said section was amended so that only qualified electors residing within the proposed new county are permitted to vote on the question of division.

That section 7 be amended by striking out in lines 2 and 3 the words "apportion pro rata among each of the counties from which territory was taken to form such" and inserting in lieu thereof the words "such costs shall be paid entirely by the."

That section 7 be further amended by inserting in line 8 of section 7 of the printed bill, after the word "respectively" the following:

"Provided that the notes or securities covering special relief under chapter 2 of the Extraordinary Session of 1919 shall not be counted among the assets of the county from which territory is taken under the terms of this act, but any notes or securities covering loans made, in territory so taken may be turned over to such new county and receipt taken for the same, but the amounts so turned over or retained by the old county shall not be counted in the transaction."

That the Senate concur in the House amendment to section 1, line 29 of the printed bill.

The Senate concurs in House amendment to section 7, wherein the word "as" was stricken out and the word "and" inserted before the word "shall" in line 3 of the printed bill.

W. E. HARMON,

Chairman Senate Committee.

F. A. HAZELBAKER,

M. H. PARKER,

H. S. BUELL,

Chairman House Committee.

J. A. SHOEMAKER,

J. W. ROBERTS.

Moved by Senator Harmon, duly seconded and carried, that the foregoing report be adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communication was received and read in the House:

WESTERN UNION TELEGRAM.

March 1, 1921.

Honorable Speaker of the House of Representatives, Helena, Montana.

At a Joint Convention this afternoon it was unanimously resolved that the Northwest Master Builders' Association and the Associated General Contractors of the Pacific Northwest, representing practically the entire construction industry of the Pacific Northwest in convention assembled, fully realizing the bene-

fit to the state at large of Senate Bill 126, relating to the certification of irrigation district bonds and providing conditions under which such bonds shall be a legal investment for trust funds, etc., and with the knowledge that same has passed the Senate, respectfully urge upon the House of Representatives of the State of Montana that this bill be enacted into law at this Session and be further resolved that the importance of this bill is such that action should be taken at the earliest possible moment in order to avoid the rush of business during the closing hours of the Session and its passage thereby endangered; and be it further resolved that a copy of this resolution signed by the presidents of the respective associations be telegraphed to Helena to Speaker of the House.

J. M. DOUGAN,

President, Northwest Master Builders Association.

NATT McDOUGALL,

President Associated Contractors of Pacific Northwest.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Enrollment, respectfully report as follows:

That House Bills No. 324, 252, 167, 194, 143, 245, 228, 214, 158, 76, and 275, 272, 282, 310, 289, 355, 309, 160, 224, 41, Sub. H. B. 249, Sub. H. B. 160 and H. J. Memorial No. 11 have this day been delivered to the Governor's office for his approval.

BLACK, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 161, entitled: "An Act to amend section 6131 of the Revised Codes of Montana of 1907, and section 6132 of said Codes as amended by chapter 128 of the Laws of the Fourteenth Legislative Assembly of Montana of 1915, relating to the sale of goods, wares and merchandise in bulk," respectfully report as follows: That S. B. No. 161 be not concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 179, entitled: "An Act to amend section 6521 of the Revised Codes of 1907 relative to the manner of publication of summons in a civil action," respectfully report as follows: That S. B. No. 179 be not concurred in.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. No. 394, beg leave to report the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 275, entitled: "An Act amending section 3674 of the Revised Codes of Montana of 1907, relative to the period of residence, necessary for the granting of a divorce," respectfully report as follows: That S. B. No. 275 be not concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 276, entitled: "A Bill for an Act entitled, 'An Act to amend section 1 of chapter 39 of the Session Laws of 1915, being the same as chapter 175 of the Session Laws of 1917, entitled, 'An Act prohibiting the introduction into, the manufacture of, and the giving, exchanging, bartering, selling or disposing of ardent spirits, ale, beer, wine or intoxicating liquors within the State of Montana, providing penalties for the violation thereof, and providing for a referendum of said

act and providing the time when said act shall take effect," and repealing all acts and parts of acts in conflict herewith," respectfully report as follows: That S. B. No. 276 be not concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 73, entitled: "An Act amending section 2 of chapter 222 of the Acts of the Sixteenth Legislative Assembly of Montana of 1919, relating to the appointment and compensation of deputy county officers," respectfully report as follows: That S. B. No. 73 be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 285, entitled: "An Act regulating the time and manner of payment of county warrants and amending section 2949 of the Revised Codes of Montana of 1907," respectfully report as follows: That S. B. No. 285 be not concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 273, entitled: "An Act to amend section 3618 of the Revised Codes of Montana of 1907, relating to marriage licenses," respectfully report as follows: That S. B. No. 273 be not concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 274, entitled: "An Act authorizing the State Board of Health and all departments under its jurisdiction to issue certified copies of records prescribing the fee to be charged therefor and authorizing the use of said copies as evidence," respectfully report as follows: That S. B. No. 274 be not concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 178, entitled: "An Act to amend section 12, chapter 86 of the Laws of the Thirteenth Legislative Assembly relative to procedure and practice of the foreclosure of Chattel Mortgages," respectfully report as follows: That S. B. No. 178 be not concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 247, entitled: "An Act for the general revision of the civil and criminal practice Acts of Montana, relating to exceptions, bill of exceptions, new trials and appeals, and amending sections 6784, 6785, 6788, 6792, 6795, 6796, 6797, 6799, 7098, 7099, 7113, 7115, 9347, and 9352 and repealing sections 6786, 7112 and 7114 of the Revised Codes of Montana of 1907, and repealing chapter 148 of the Laws of the Fourteenth Legislative Assembly of Montana of 1915, and all Acts and parts of Acts in conflict herewith," respectfully report as follows: That the House concur in the Senate amendments to said bill; that said bill be further amended as follows:

By striking out from section 13 of said bill at line 3, on page 9, the words "copies of." That section 20 on page of the printed bill be amended by striking out in line 1, page 12 the words "June first" and inserting the words "July 1st," and that as so amended the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration S. B. No. 267, a bill for an Act entitled: "An Act relating to the appropriation of water for sale, rental, distribution, or other beneficial use, amending sections 4840, 4843, and 4847 of the Revised Codes of the State of Montana, making appropriations subject to prior adjudications, regulating the manner of use of water courses, relating to evidence in certain cases, repealing sections 4866, 4871, 4872, 4873, 4874, 4875, 4876, 4877, 4878, 4879 and 4880 of the Revised Codes of Montana, and providing penalties for a violation of the provisions of this Act," respectfully report as follows: That S. B. No. 267 that the title be amended by striking out in lines 5 and 6 thereof the words "relating to evidence in certain cases," and by striking out in lines 7 and 8 thereof the numbers "4872," "4877," and "4879."

That section 3 be amended by striking out in line 4 thereof the word "non-navigable."

That section 4 be amended by striking out in line 2 thereof the word "non-navigable," and by striking out in line 12 on page 3 the words "annexed to" and by inserting in lieu thereof the words "filed with" and by striking out in line 28 of page 3 the word "or" and by inserting in lieu thereof the word "and." And by striking out in the last line on page 3 the word "which."

Amend section 10 by striking out the whole thereof.

Amend section 11 by striking out in line 2 thereof the word "non-navigable."

Amend section 14 by striking out the numbers "4872," "4877" and "4879."

And that as so amended S. B. No. 267 be concurred in.

FAUST, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Education, having had under consideration S. B. No. 207 by Cone, entitled: "An Act to amend sub-division 4 of section 512 of chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by section 15 of chapter 196 of the Session Laws of the Sixteenth Legislative Assembly of Montana of 1919, relating to the reports of clerks of school districts and high schools," respectfully report as follows: That S. B. No. 207 be not concurred in.

GULLIDGE, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 284, entitled: "An Act regulating the time and manner of payment of state warrants and amending section 184 of the Revised Codes of Montana of 1907," respectfully report as follows: That S. B. No. 284 be not concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration S. B. No. 260 entitled: "An Act to amend section 7 of chapter 226 of the Session Laws of the Sixteenth Legislative Assembly, entitled: 'An Act to provide for the creation, organization, and classification of new counties, for locating county seats; for the election and appointment of officers; for the adjustment and fulfillment of the rights and obligations arising between such new counties and other counties; and to repeal chapter 139 of the Session Laws of the Fourteenth Legislative Assembly of 1915,' relating to the manner of settlement of indebtedness between old and new counties, and providing that such indebtedness shall be an asset of the creditor county," respectfully report as follows: That S. B. No. 260 be not concurred in.

Report adopted.

O'RARA, Chairman.
O'HARA, Chairman.

MOTIONS AND RESOLUTIONS.

Upon motion by Wilcomb, duly seconded and carried, S. B. No. 130 was placed on General Orders.

Upon motion by Geis, duly seconded and carried the Speaker appointed a conference committee to act with a like committee from the Senate relative to H. B. 73, S. B. 213, S. B. 235 as follows: Roberts of Cascade; O'Hara of Ravalli; Johnson of Silver Bow.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE.

The following communication was received from the Governor and read at length in the House:

Mr. Speaker, House of Representatives, Helena, Montana. March 1, 1921.

I have the honor to advise you that I have this day approved the following House measures:

H. B. No. 160, appropriation to pay claim of Kalispell Armory Association.

H. B. No. 167, relating to State Board of Hail Insurance.

H. B. 214, relating to highway sign and direction boards.

H. B. 224, relating to standard apple box.

H. B. 228, relating to bonding of stock.

H. B. 245, relating to presentation of claims against estates.

H. J. M. No. 11, relating to Belknap Reservation.

JOS. M. DIXON, Governor.

On motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

Mr. Speaker:

We, your Joint Conference Committee, having had under consideration H. B. No. 125, recommend as follows:

That the House concur in the Senate amendment to title, by striking out the word "fees" wherever it occurs in the title, and insert in lieu thereof the word "taxes."

Also that the House concur in the Senate amendment by striking out the word "fee" or "fees" wherever the same occur and insert the word "tax" or "taxes."

Also, that the House concur in the Senate amendment by striking out wherever the words appear the words "or Montana Tax Commission, if such Commission be created by this Assembly."

That the Senate recede from its amendments to sections 12, 13 and 14.

LOY,
JUNOD,
GRIFFIN,
GULLIDGE,
BELEY,
TRELOAR,

Conference Committee.

The report of Joint Conference Committee on H. B. No. 125 was adopted by the following roll call:

Ayes: Anderson, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brooks, Buell, Cady, Carlson, Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Faust, Felton, Geis, Goodland, Goodman, Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Stevens, Stoner, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Williams, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Allen, Arnold, Austin, Brockway, Brown (Lewis and Clark), Brown (Mineral), Charters, Chatfield, Crumbaker, Dunbar, Fairgrieve, Gillette, Green (Dawson), Green (Flathead), Hanson, Haskell, Kemp, King, Ogden, O'Hara, Provinse, Rickard, Sickler, Skulason, Spratt, Swift, Worden. Total 27.

THIRD READING OF SENATE BILLS.

S. B. No. 256, by Foster, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Anderson, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larsons, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Peden, Penewell, Provinse, Ray, Reid, Rhoads, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Mr. Speaker. Total 81.

Noes: Phelps, Stoner. Total 2.

Absent and not voting: Allen, Arnold, Brockway, Brooks, Brown (Mineral), Cooney, Crumbaker, Fairgrieve, Faust, Goodland, Haskell, Hunter, King, McQuarrie, O'Hara, Parsons, Perrine, Reeves, Rickard, Roberts, Sickler, Stevens, Swift, Williams, Worden. Total 25.

S. B. No. 241, by Cone, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Austin, Beley, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Charters, Conser, Covell, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reid, Rhoads, Riggs, Rixon, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Warren, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Allen, Arnold, Bell, Brooks, Cavanaugh, Chatfield, Cooney, Crumbaker, Dodds, Geis, Haskell, Jones, King, Ogden, Provinse, Reeves, Rickard, Roberts, Rodgers, Sales, Sickler, Smith, Stevens, Wallace, Wilcomb, Williams, Worden. Total 27.

S. B. No. 216, by Siegfriedt, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Felton, Geis, Gillette, Goodman, Gullidge, Hanson, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kenyon, King, Knudsvig, Lakin, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Ray, Rhoads, Rixon, Roberts, Rouleau, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Warren, Wilcomb, Mr. Speaker. Total 72.

Noes: Anderson, Brockway, Green (Dawson), Green (Flathead), Haynes, Kemp, Larson, Parsons, Phelps, Provinse, Riggs, Sandy, Scofield, Skulason, Wade. Total 15.

Absent and not voting: Arnold, Black, Buell, Chatfield, Crumbaker, Dodds, Fairgrieve, Goodland, Haskell, Johnson (Silver Bow), Jones, MacDonald (Flathead), Reeves, Reid, Rickard, Rodgers, Sales, Sickler, Wallace, Williams, Worden. Total, 21.

S. B. No. 208, by Greening, having been read three several times, title and story agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Austin, Beley, Bergeson, Blomquist, Bohling, Boorman, Brasier, Brown (Lewis and Clark), Carlson, Cavanaugh, Charters, Conser, Covell, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Felton, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Treloar, Troy, Wade, Wallace, Warren, Wilcomb, Mr. Speaker. Total 73.

Noes: Brockway, Cady, Daily, Haynes, Hunter, Provinse. Total 6.

Absent and not voting: Arnold, Bell, Berglin, Black, Brooks, Buell, Chatfield, Cooney, Crumbaker, Dodds, Fairgrieve, Faust, Green (Dawson), Haskell, Hills, Johnson (Fergus), King, Knudsvig, McQuarrie, Reeves, Rickard, Rouleau, Scofield, Sickler, Stevens, Stoner, Swift, Williams, Worden. Total 29.

S. B. No. 153, by Junod, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Bergeson, Berglin, Black, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cavanaugh, Charters, Conser, Covell, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, English, Faust, Felton, Geis, Gillette, Goodland, Green (Dawson), Gullidge, Hanson, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Phelps, Provinse, Ray, Rhoads, Riggs, Rixon, Roberts, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Spencer, Spratt, Swift, Treloar, Troy, Wallace, Warren, Wilcomb, Mr. Speaker. Total 68.

Noes: Bell, Blomquist, Cady, Carlson, Dunn, Fairgrieve, Goodman, Green (Flathead), Hunter, MacDonald (Flathead), Perrine, Reid, Sandy, Scofield, Smith, Snell, Stevens, Stoner, Wade. Total 20.

Absent and not voting: Beley, Brown (Mineral), Buell, Chatfield, Cooney, Crumbaker, Dodds, Dowlin (Rosebud), Haskell, Hathaway, Johnson (Silver Bow), Ogden, Reeves, Rickard, Rodgers, Rouleau, Sales, Sickler, Williams, Worden. Total 20.

Senate Substitute H. B. No. 103, by Committee on Judiciary, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Arnold, Allen, Beley, Berglin, Black, Blomquist, Bohling, Brasier, Brockway, Brooks, Buell, Cavanaugh, Charters, Conser, Cooney, Crumbaker, Daily, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Gullidge, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Larson, McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Provinse, Ray, Reid, Roberts, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spratt, Stevens, Treloar, Wallace, Wilcomb, Mr. Speaker. Total, 63.

Noes: Austin, Bergeson, Brown (Mineral), Cady, Carlson, Covell, Faust, Hanson, Hathaway, Hills, Johnson (Fergus), King, Knudsvig, Northey, Penewell, Perrine, Phelps, Riggs, Rixon, Spencer, Stoner, Troy, Wade. Total, 24.

Absent and not voting: Anderson, Bell, Boorman, Brown (Lewis and Clark), Chatfield, Dillavou, Dodds, Green (Flathead), Haskell, MacDonald (Flathead), Peden, Reeves, Rhoads, Rickard, Rodgers, Sales, Sickler, Swift, Warren, Williams, Worden. Total, 21.

S. B. No. 290, by Donlan, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parson, Peden, Penewell, Provinse, Reeves, Rhoads, Rixon, Roberts, Rouleau, Sales, Sand, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spratt, Stevens, Stoner, Treloar, Troy, Wade, Wallace, Warren, Wilcomb. Mr. Speaker. Total, 80.

Noes: Cady, Crumbaker, Felton, Green (Dawson), Hunter, Phelps, Reid. Total, 7.

Absent and not voting: Beley, Bergeson, Buell, Chatfield, Dodds, Dowlin (Rosebud), Haskell, Hathaway, Johnson (Silver Bow), MacDonald (Flathead), Perrine, Ray, Rickard, Riggs, Rodgers, Shoemaker (Yellowstone), Sickler, Spencer, Swift, Williams, Worden. Total, 21.

S. B. 108, by Greening, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Chatfield, Conser, Cooney, Covell, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Geis, Gillette, Goodman, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Provinse, Ray, Reid, Rickard, Riggs, Rixon, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Treloar, Troy, Wade, Wallace, Wilcomb. Mr. Speaker. Total, 82.

Noes: None.

Absent and not voting: Arnold, Beley, Brasier, Cavanaugh, Charters, Crumbaker, Dillavou, Dunbar, Faust, Felton, Goodland, Green (Flathead), Haskell, Kenyon, Lakin, Perrine, Phelps, Reeves, Rhoads, Roberts, Rodgers, Sales, Swift, Warren, Williams, Worden. Total, 26.

S. B. No. 223, by Pauline, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Geis, Gillette, Goodland, Goodman, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Phelps, Provinse, Ray, Reid, Rhoads, Roberts, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Treloar, Troy, Wade, Wallace, Wilcomb, Mr. Speaker. Total, 81.

Noes: None.

Absent and not voting: Arnold, Bergeson, Brooks, Charters, Dillavou, Dodds, Dunbar, Faust, Felton, Green (Flathead), Haskell, Kenyon, King, Penewell, Perrine, Reeves, Rickard, Riggs, Rixon, Rodgers, Sales, Sickler, Steven, Swift, Warren, Williams, Worden. Total, 27.

S. B. No. 213, by Heren, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Conser, Cooney, Covell, Crumbaker, Daily, Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette,

Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Larson, McDonald (Silver Bow), Quarrie, Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reid, Rhoads, Riggs, Roberts, Rodgers, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Lecomb, Mr. Speaker. Total, 85.

Noes: None.

Absent and not voting: Boorman, Brooks, Buell, Charters, Chatfield, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Gullidge, Haskell, Lakin, MacDonald (Flathead), Ogden, Phelps, Reeves, Rickard, Rixon, Sales, Sickler, Warren, Williams, Worden. Total, 23.

Upon motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 402, by Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money to pay a judgment in favor of Bankers' Life Company of Des Moines against George P. Porter, as State Insurance Commissioner to recover illegally collected fees." Referred to Committee on Appropriations.

THIRD READING OF HOUSE BILLS.

Upon motion, duly seconded and carried, the following House Bills were returned from the Senate for concurrence in Senate Amendments thereto, and were referred to calendar for Third Reading.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the concurrence or non-concurrence of Senate Amendments to all House Bills now on Third Reading were adopted by an aye and no vote.

The Senate Amendments to H. B. No. 11, by Bergeson, were concurred in by an aye and no vote.

The Senate Amendments to H. B. No. 220, by Riggs, were concurred in by an aye and no vote.

The Senate Amendments to H. B. No. 229, by Committee on Livestock and Public Ranges, were concurred in by the following roll call:

Ayes: Anderson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Chatfield, Conser, Cooney, Crumbaker, Daily, Dowlin (Rosebud), Dowlin (Yellowstone), English, Fairbairn, Felton, Geis, Gillette, Green (Dawson), Hanson, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Provinse, Ray, Reeves, Rhoads, Rickard, Rixon, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Spratt, Swift, Treloar, Troy, Wade, Wallace, Warren, Lecomb, Mr. Speaker. Total, 66.

Noes: Brown (Mineral), Carlson, Cavanaugh, Goodland, Goodman, Hathaway, King, MacDonald (Flathead), Penewell, Phelps, Rouleau, Snell, Stoner. Total, 13.

Absent and not voting: Allen, Arnold, Austin, Beley, Bell, Bergeson, Bergler, Charters, Dillavou, Dodds, Dunbar, Dunn, Faust, Green (Flathead), Gullidge, Haskell, Haynes, Hunter, Jones, Lakin, Perrine, Reid, Riggs, Roberts, Rodgers, Stoner, Stevens, Williams, Worden. Total, 29.

The Senate Amendments to Substitute for H. B. No. 117, on Revenue and Taxation Committee, were concurred in by the following roll call:

Ayes: Allen, Anderson, Austin, Beley, Bergeson, Berglin, Black, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairbairn, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Hills, Johnson (Deer Lodge), Johnson (Silver Bow),

Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Pennewell, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Rixon, Rouleau, Sales, Sand, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Spratt, Swift, Treloar, Wade, Wallace, Warren, Wilcomb, Mr. Speaker. Total, 77.

Noes: Arnold, Ray, Shoemaker (Yellowstone), Snell, Stoner, Troy. Total, 10.

Absent and not voting: Bell, Blomquist, Bohling, Charters, Dodds, Dunbar, Faust, Gullidge, Haskell, Haynes, Hunter, Johnson (Fergus), Jones, Lakin, Perrine, Riggs, Roberts, Rodgers, Sickler, Spencer, Stevens, Williams, Worden. Total, 23.

The Senate Amendments to Sub. H. B. No. 16, by Committee on Revenue and Taxation, were concurred in by an aye and no vote.

Upon motion of Cooney, duly seconded and carried, the House refused to concur in Senate Amendments to House Bills Nos. 114 and 112 and the Speaker appointed a Conference Committee to act with a like Committee from the Senate to confer upon the amendments to the bills. The Speaker appointed the following: Treloar, Scharnikow and Cooney.

The Senate Amendments to H. B. No. 227, by Committee on Livestock and Public Ranges, were concurred in by an aye and no vote.

Upon motion of McQuarrie, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and section number only and open to amendment.

GENERAL ORDERS.

Brooks in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Business on General Orders, beg leave to report as follows: That S. B. No. 267 be concurred in with the following amendment:

Amend Section 3 by striking out in line 8 "number of inches", and inserting in lieu thereof the words "quantity of water".

S. B. No. 247 be concurred in with Committee amendments.

S. B. No. 73 be concurred in.

Sub. for S. B. No. 130 be concurred in.

H. B. No. 394 do pass.

Report adopted.

BROOKS, Chairman.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 402, a Bill for an Act entitled: "An Act appropriating money to pay a judgment in favor of Bankers' Life Company of Des Moines against George Porter, as State Insurance Commissioner, to recover illegally collected fees" beg to report same back with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 400, a Bill for an Act entitled: "An Act appropriating money for the administrative expenses of the Montana State Highway Commission for the two years beginning July 1, 1921, and ending June 30, 1923," beg to report same back with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, to whom was referred H. B. No. 401, a Bill for an Act entitled: "An Act appropriating money for the administrative expenses of the Montana State Highway Commission for the period beginning March 1, 1921, and ending June 30, 1921," beg to report same back with the recommendation that it do pass.

Report adopted.

BUELL, Chairman.

MOTIONS AND RESOLUTIONS.

Upon motion by Brooks, duly seconded and carried, the same Committee be acted with a like Committee from the Senate in conferring upon Sub. H. B. 13 were instructed to take up again conference on said Sub. H. B. No. 13.

Upon motion by Crumbaker, duly seconded and carried, H. B. Nos. 400, 401 and 402 were considered printed and placed on General Orders.

Upon motion by Johnson of Deer Lodge, seconded and carried, the House adjourned until 2:00 P. M.

AFTERNOON SESSION.

House resumed.

On motion House reverted to Order of Business No. 6,

MOTIONS AND RESOLUTIONS.

Upon motion of Dodds, duly seconded and carried, H. B. No. 386 was reported correctly engrossed and placed upon Third Reading.

A request of quorum being raised a call of the House was demanded and following members found absent:

Brasier, Geis, Johnson (Fergus), Lakin, Sickler. Total, 5.

Upon motion, duly seconded and carried, further call of the House was ended.

Upon motion of Cooney, duly seconded and carried, H. B. No. 386 was placed head of list on Third Reading.

THIRD READING OF HOUSE BILLS.

A request of quorum being raised a call of the House was demanded and following member found absent: Johnson (Fergus).

Upon motion of Johnson of Deer Lodge, further action on call of the House suspended.

As a Substitute Dodds moved that the House proceed and Sergeant-at-Arms instructed to carry out provisions of call of House.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, further call of the House was suspended.

H. B. No. 386, by Dodds, having been read three several times, title and body agreed to, failed to secure the necessary two-thirds vote required to pass a bill to call a constitutional convention, and failed of passage by the following call:

Ayes: Anderson, Bell, Bergeson, Black, Blomquist, Boorman, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Conser, Crumbaker, Dillavon, Dodds, Dowlin (Rosebud), Dunbar, Fairgrieve, Felton, Gifford, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Jones, Hills, Hunter, Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Flathead), Northey, Ogden, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Riggs, Rixon, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Spencer, Stoner, Swift, Troy, Williams. Total, 60.

Noes: Allen, Arnold, Austin, Beley, Berglin, Bohling, Brasier, Brooks, Carters, Chatfield, Cooney, Covell, Daily, Dunn, English, Geis, Goodland, Goodrich, Johnson (Deer Lodge), Johnson (Silver Bow), McDonald (Silver Bow), Muir, O'Hara, Penewell, Rhoads, Rickard, Roberts, Rodgers, Rouleau, Sales, Skulason, Snell, Spratt, Stevens, Treloar, Wade, Wallace, Wilcomb, Mr. Sickler. Total, 40.

Absent and not voting: Carlson, Faust, Haskell, Johnson (Fergus), Sickler, Velen. Total, 3.

Paired: Warren and Dowlin of Yellowstone.

Upon motion House reverted to Order of Business No. 4,

REPORTS OF STANDING COMMITTEES.

The following report was received from Standing Committees:

Mr. Speaker: We, your Committee on Education, having had under consideration S. B. No. 203, by Slattery, entitled: "An Act forbidding the payment of the traveling and other expenses of State, County, City and School District Officers when in attendance upon any convention, meeting or gathering other than such as they may be required by law to attend," respectfully report as follows: That S. B. No. 203 be not concurred in.

GULLIDGE, Chairman.

Gullidge moved that the above report be adopted.

As a Substitute motion Rouleau moved that the bill be placed on General Orders, which motion was lost by the following roll call:

Ayes: Allen, Arnold, Austin, Berglin, Blomquist, Brasier, Brockway, Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Cooney, Covell, Daily, Dunn, Dunn, Goodland, Goodman, Green (Dawson), Kemp, King, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Perrine, Riggs, Rixon, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Silver, Skulason, Spratt, Stevens, Treloar, Troy, Wade, Wallace, Mr. Speaker. Total, 44.

Noes: Anderson, Beley, Bell, Bergeson, Black, Bohling, Brooks, Brown (Lewis and Clark), Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), English, Fairgrieve, Felton, Geis, Gillette, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Jones, Kenyon, Knudsvig, McQuarrie, Ogden, Parsons, Peden, Penewell, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Spencer, Stoner, Swift, Wilcomb. Total, 49.

Absent and not voting: Boorman, Carlson, Chatfield, Faust, Haskell, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Lakin, O'Hara, Roberts, Sickler, Warren, Williams, Worden. Total, 15.

Thereupon report of Committee on Education was adopted.

MOTIONS AND RESOLUTIONS.

Rodgers moved that House reconsider its action on adoption of Report of the Committee of the Whole on H. B. No. 85.

As a substitute, Blomquist moved that the above motion be laid on the table, which motion was seconded and carried by the following roll call:

Ayes: Arnold, Austin, Bell, Berglin, Black, Blomquist, Bohling, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunn, English, Felton, Gillette, Goodman, Green (Dawson), Gullidge, Hanson, Haynes, Johnson (Fergus), Jones, Kemp, Kenyon, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Peden, Perrine, Ray, Reeves, Riggs, Rickard, Rixon, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Stevens, Swift, Wallace, Mr. Speaker. Total, 54.

Noes: Anderson, Beley, Bergeson, Brasier, Brown (Mineral), Charters, Dowlin (Rosebud), Dunbar, Fairgrieve, Goodland, Green (Flathead), Hathaway, Hills, Hunter, King, Knudsvig, Larson, MacDonald (Silver Bow), Parsons, Penewell, Phelps, Provinse, Riggs, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Troy, Wilcomb, Williams. Total, 39.

Absent and not voting: Allen, Boorman, Carlson, Chatfield, Faust, Geis, Haskell, Johnson (Deer Lodge), Johnson (Silver Bow), Lakin, Rhoads, Sickler, Treloar, Warren, Worden. Total, 15.

Upon motion by Dillavou, duly seconded and carried, H. B. No. 261 was placed at head of list on General Orders.

Upon motion by Dillavou, duly seconded and carried, House now resolved itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and section number only and open to amendment, except upon demand of any one member that they be read at length.

GENERAL ORDERS.

Phelps in chair.

House resumed.

Mr. Speaker in chair.

Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration Business on General Orders, respectfully report as follows:

H. B. No. 4 be taken from General Orders and referred to Committee on Ways and Means.

H. B. No. 261 do pass.

H. B. No. 401 do pass.

H. B. No. 400 do pass.

H. B. No. 394 do pass.

H. B. No. 402 do pass.

Report adopted.

PHELPS, Chairman.

On motion by Gullidge, seconded and carried, H. B. Nos. 401, 400, 394, 402, 397, and 398 were reported properly engrossed and placed on Third Reading. H. B. No. 401, by Committee on Appropriations, having been read three several times, title and history agreed to, passed by the following roll call:

Ayes: Anderson, Beley, Berglin, Black, Blomquist, Bohling, Boorman, Casier, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Charters, Cooney, Cooney, Covell, Crumbaker, Daily, Dillavou, Dowlin (Yellowstone), Dunn, Dunn, English, Gillette, Goodland, Goodman, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Reid, Rickard, Riggs, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams. Total, 71.

Noes: Mr. Speaker. Total, 1.

Absent and not voting: Allen, Arnold, Austin, Bell, Bergeson, Brooks, Brown (Mineral), Carlson, Chatfield, Dodds, Dowlin (Rosebud), Fairgrieve, Faust, Felton, Geis, Green (Flathead), Haskell, Johnson (Silver Bow), Jones, Lakin, Perrine, Provinse, Ray, Reeves, Rhoads, Rixon, Roberts, Rodgers, Rouleau, Sales, Sickler, Silver, Spratt, Warren, Wilcomb, Worden. Total, 36.

H. B. No. 400, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Beley, Berglin, Black, Blomquist, Bohling, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Cooney, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Dunn, English, Fairgrieve, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Jones, Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rouleau, Sales, Sandy, Scharnikow, Scofield, Stoner, Treloar, Troy, Wade, Wallace, Williams. Total, 72.

Noes: Mr. Speaker. Total, 1.

Absent and not voting: Allen, Arnold, Austin, Bell, Bergeson, Boorman, Casier, Brown (Mineral), Chatfield, Crumbaker, Faust, Felton, Geis, Haskell, Johnson (Deer Lodge), Johnson (Silver Bow), Lakin, O'Hara, Ray, Roberts, Rodgers, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Swift, Warren, Wilcomb, Worden. Total, 35.

House Bill No. 394, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Arnold, Beley, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brown (Lewis and Clark), Buell, Cavanaugh, Charters, Conser, Cooney, Covell, Daily, Dillavou, Dowlin (Yellowstone), Dunn, English, Felton, Gillette, Goodman, Green (Dawson), Gullidge, Hanson, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kemp, Kenyon, Knudsvig, Larson, MacDonald

(Flathead), Northey, Ogden, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Spencer, Stoner, Swift, Treloar, Wade, Wallace, Williams, Mr. Speaker. Total, 62.

Noes: Hathaway, King, Skulason, Spratt. Total, 4.

Absent and not voting: Allen, Austin, Bergeson, Brockway, Brooks, Brown (Mineral), Cady, Carlson, Chatfield, Crumbaker, Dodds, Dowlin (Rosebud), Dunbar, Fairgrieve, Faust, Geis, Goodman, Green (Flathead), Haskell, Haynes, Johnson (Silver Bow), Jones, Lakin, McDonald (Silver Bow), McQuarrie, O'Hara, Penewell, Rhoads, Rixon, Roberts, Rodgers, Rouleau, Sales, Shoemaker (Lewis and Clark), Sickler, Smith, Snell, Stevens, Troy, Warren, Wilcomb, Worden. Total, 2.

H. B. No. 395, by Committee on Appropriations, having been read the several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, Dunn, English, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Hills, Johnson (Fergus), Kemp, Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Rixon, Rouleau, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Ty, Wade, Wallace, Williams, Mr. Speaker. Total, 72.

Noes: None.

Absent and not voting: Arnold, Allen, Austin, Brasier, Brockway, Brooks, Brown (Mineral), Chatfield, Dodds, Dowlin (Rosebud), Fairgrieve, Faust, Geis, Hanson, Haskell, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Lakin, O'Hara, Penewell, Provinse, Riggs, Roberts, Rodgers, Sales, Sarg, Shoemaker (Yellowstone), Sickler, Smith, Stevens, Warren, Wilcomb, Worden. Total, 36.

H. B. No. 402, by Committee on Appropriations, having been read the several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Beley, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dowlin (Yellowstone), Dunn, English, Felton, Gillette, Goodland, Goodman, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kenyon, King, Knudsvig, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Spencer, Spratt, Stoner, Swift, Treloar, Wallace, Williams, Mr. Speaker. Total, 72.

Noes: None.

Absent and not voting: Anderson, Arnold, Austin, Bell, Brasier, Brockway, Brooks, Brown (Mineral), Charters, Chatfield, Dodds, Dowlin (Rosebud), Dunbar, Fairgrieve, Faust, Geis, Green (Flathead), Haskell, Johnson (Silver Bow), Jones, Lakin, O'Hara, Roberts, Rodgers, Rouleau, Sales, Shoemaker (Lewis and Clark), Sickler, Smith, Snell, Stevens, Troy, Wade, Warren, Wilcomb, Worden. Total, 3.

Upon motion House reverted to Order of Business No. 6,

MOTIONS AND RESOLUTIONS.

The following House Resolution was introduced by Special Committee on Typewriters and Supplies, read and adopted:

Be It Resolved, By the House of Representatives of the Seventeenth Legislative Assembly, that all typewriters and supplies shall be delivered by the Sergeant-at-Arms to the State Treasurer, there to be kept by him securely locked in the State Treasury vault and used for no purposes in the interval between sessions.

That, The Sergeant-at-Arms is hereby instructed to prepare an itemized list of all typewriters and furniture belonging or appertaining to the House of Representatives of the State of Montana, and deliver the said list, one copy to the Secretary of State and one copy to the State Treasurer.

That, A receipt shall be taken from the State Treasurer for all typewriters, furniture and supplies furnished to him and that same shall be delivered to him by Secretary of State.

Be It Resolved Further, That a copy of this Resolution be delivered to the Treasurer.

Resolution adopted.

Upon motion of Crumbaker, duly seconded and carried, Sub. H. B. No. 213 reported correctly printed and placed on General Orders.

Upon motion by Crumbaker, duly seconded and carried, H. B. Nos. 399 and were reported correctly engrossed and placed on Third Reading at head of just preceding bills, now on Third Reading to be concurred in with Senate amendments.

Upon motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following report was received from the Select Committee:

Mr. Speaker: We, your Conference Committee, named to consider House amendments to Senate Bill No. 139, beg leave to report and recommend as follows: First: That all House Amendments be stricken from the bill.

Second: That said bill be amended to conform with the House amendment follows:

Amend Senate Bill No. 139 by adding to Section 1 the words, "provided, however, that applications for the purchase by the State Board of Land Commissioners of school district bonds issued for the erection of school buildings be given precedence over all other applications for loans," and that as so ded the same be concurred in.

Report adopted.

O'HARA, Chairman.

JUNOD, Chairman.

The House concurred in the amendment recommended in the Conference committee report on S. B. No. 139 by an aye and no vote.

THIRD READING OF HOUSE BILLS.

H. B. No. 397 by Committee on Appropriations, having been read three sever- times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Blomquist, Bohling, man, Brasier, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavg- gh, Conser, Cooney, Crumbaker, Daily, Dowlin (Yellowstone), Dunbar, Eng- Fairgrieve, Felton, Gillette, Goodman, Green (Dawson), Green (Flathead), dge, Hanson, Hathaway, Haynes, Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), marrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Pinse, Ray, Reeves, Rickard, Scharnikow, Scofield, Shoemaker (Lewis and C.), Shoemaker (Yellowstone), Silver, Skulason, Spencer, Stoner, Treloar, Wade, Wallace, Williams, Mr. Speaker. Total 70.

Noes: Snell. Total 1.

Absent and not voting: Allen, Berglin, Black, Brockway, Brown (Mineral), ters, Chatfield, Covell, Dillavou, Dodds, Dowlin (Rosebud), Dunn, Faust, Goodland, Haskell, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver F.), Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Ser, Smith, Spratt, Stevens, Swift, Warren, Wilcomb, Worden. Total 37.

H. B. No. 398, by Committee on Appropriations, having been read three sever- times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Beley, Bell, Blomquist, Bohling, Boorman, Brasier, Brooks, n (Lewis and Clark), Buell, Cady, Carlson, Charters, Chatfield, Conser, ey, Covell, Crumbaker, Dodds, Dunn, English, Fairgrieve, Felton, Goodman, (Dawson), Haynes, Johnson (Fergus), Jones, Kemp, Lakin, Larson, Mc- Eld (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rouleau, Sandy, Scofield, Shoemaker (is and Clark), Shoemaker (Yellowstone), Smith, Treloar, Troy, Wade, Wil- Total 55.

Noes: Daily, Hathaway, McQuarrie, Penewell, Perrine, Skulason, Stoner, Swift, Mr. Speaker. Total 10.

Absent and not voting: Allen, Arnold, Austin, Bergeson, Berglin, Black, Brockway, Brown (Mineral), Cavanaugh, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Faust, Geis, Gillette, Goodland, Green (Flathead), Gullidge, Hanson, Haskell, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kenyon, King, Knudsvig, MacDonald (Flathead), Rixon, Roberts, Rodgers, Sales, Scharnikow, Sickler, Silver, Spencer, Spratt, Stevens, Wallace, Warren, Williams, Worden. Total 43.

Upon motion of McQuarrie, duly seconded and carried, H. B. No. 399 is taken from Third Reading and placed on General Orders.

H. B. No. 396 by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Anderson, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brown (Lewis and Clark), Brown (Mineral), Bill Cady, Carlson, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dunbar, Dunn, English, Fairgrieve, Felton, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kemp, Kenyon, King, Knudsvig, Larson, McDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Penewell, Phelps, Provinse, Reeves, Ed. Rhoads, Rickard, Riggs, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Spencer, Spratt, Stoner, Swift, Wilcomb, Williams, Mr. Speaker. Total 68.

Noes: McQuarrie, Troy. Total 2.

Absent and not voting: Arnold, Austin, Brockway, Brooks, Cavanaugh, Charters, Dowlin (Rosebud), Dowlin (Yellowstone), Faust, Geis, Gillette, Haskell, Hathaway, Haynes, Hills, Johnson (Silver Bow), Jones, Lakin, MacDonald (Flathead), O'Hara, Perrine, Ray, Rixon, Roberts, Rodgers, Rouleau, S. S. Sandy, Scharnikow, Sickler, Silver, Skulason, Stevens, Treloar, Wade, Wallace, Warren, Worden. Total 38.

Upon motion of Crumbaker, duly seconded and carried, the House now dissolved itself into a Committee of the Whole for consideration of H. B. No. 399.

GENERAL ORDERS.

Ogden in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration H. B. No. 399, respectfully report as follows: That H. B. No. 399 do pass.

Report adopted.

OGDEN, Chairman.

Upon motion by Crumbaker, H. B. No. 399 was reported correctly engrossed and placed on Third Reading.

On motion, House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from select committees:

Mr. Speaker:

Amendments to Senate Bill No. 213. Your Conference Committee appointed to consider House amendments to Senate Bill No. 213, entitled: "A bill for an Act entitled: 'An Act defining and regulating common carrier pipe lines and granting to them the right of eminent domain; empowering the Railroad Commission of Montana to regulate the rates, charges and business of such common carrier pipe lines. Prohibiting discrimination by said pipe lines and providing penalties for the violation of this Act,' " having had the same under consideration, respectfully report as follows:

The House agrees to recede from its action amending Section 1, as follows:

Amend Section 1, line 25, of the original bill by striking out the words "or for the public for hire" (line 6 of the printed bill.)

Also the House agrees to recede from following amendment: Amend Section 1, subsection C, lines 29, 30 of the original bill (line 9 of printed bill), by striking out the words "to or for the public for hire."

Also House agrees to recede from following amendments: After subsection Section 1, add the following new subsections to-wit: "(f) owning, operating, managing or participating in ownership, operation or management under contract or otherwise any pipe line or pipe lines used wholly or in part for purpose of carrying or transporting crude oil or petroleum from any State

land."

g) Engaged in producing, transporting or marketing any crude oil or petroleum from any State land, using in connection therewith a pipe line or pipe line within this State.

Insert the word "whether" between the words "petroleum" and "in" and "is" in line 26 of Section 2 of original bill (line 28 of printed bill.)

Insert the words "or otherwise" between the words "petroleum" and "is" in line 27 of Section 2 of original bill (line 29 of printed bill.)

In line 31 of original bill (line 32 of printed bill), between the words "of" and "purchasing" insert the words "transporting or carrying."

In Section 9, line 9, of original bill (line 144 of printed bill), strike out the words "such penalty" and insert in lieu thereof the words "actual damages."

The Senate Committee agrees to concur in the following House amendments: Insert the word "or" after the word "others" in line 12 of Subsection C of original bill (line 18 of printed bill.)

In line 18 Section 1, Page 2 of original bill (line 24 of printed bill), strike out the word "above" and insert the word "herein."

In Section 3, line 7, page 4 of original bill (line 58 of printed bill), strike out the word "for" and insert the word "in."

In line 12 of page 4 of original bill (line 61 of printed bill) strike out the words "Section 1 of."

In Section 9, line 15 of original bill (line 149 of printed bill) strike out the words "violations" and insert in lieu thereof the words "violation of any."

In Section 9, line 19 of original bill (lines 152-153 printed bill), insert between the words "of" and "such" the words "any of."

In Section 10, line 28 of original bill (line 157 of printed bill), strike out the word "of" where last appearing in said line and insert in lieu thereof the word "and."

Strike out the new Section 11 as furnished by the Senate Committee of the House and insert in lieu thereof the following:

Section 11. Nothing contained in this Act shall be construed as affecting the operation of pipe lines designated and operating as common carriers under the provisions of any law of, or contract with, the United States."

Add a new section after Section 11 to be known as "Section 12."

Section 12. If any of the provisions of this Act shall be held unconstitutional, or for any reason shall be held void, such holding shall not have the effect of annulling the remaining parts or provisions of this Act, but the parts not so held to be void shall nevertheless remain in full force and effect."

The Conference Committee agree to submit the following amendments:

In line 153 of the printed bill between the words "separate" and "offense" add the following: "and distinct."

Also renumber Section 12 to read "Section 13."

Also add a new section to be numbered Section 14.

Section 14. This Act shall be in full force and effect from and after its passage and approval."

The House Committee agrees to recede from the following amendment:

Add the following after the word "railroads" at the end of Section 3 to-wit: "Provided that the rights and benefits of this Section shall not accrue to any one who refuses or refusing to become such common carrier."

ROBERTS, Chairman.

The above report was adopted by the following roll call:

Ayes: Anderson, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brayer, Brockway, Brooks, Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charts, Chatfield, Conser, Cooney, Covell, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Gillette, Goodland, Gorman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knutvig, Larson, Northey, Ogden, Parsons, Peden, Perrine, Reeves, Rhoads, Rix, Rixon, Roberts, Rodgers, Sandy, Scofield, Silver, Smith, Snell, Spencer, Sprit, Stoner, Swift, Treloar, Troy, Wilcomb, Mr. Speaker. Total 69.

Noes: Lakin, Penewell, Reid. Total 3.

Absent and not voting: Allen, Arnold, Austin, Beley, Bell, Black, Bron (Lewis and Clark), Crumbaker, Dillavou, Faust, Geis, Haskell, Haynes, Johnson (Silver Bow), King, MacDonald (Flathead), McDonald (Silver Bow), McQuate, O'Hara, Phelps, Provinse, Ray, Rickard, Rouleau, Sales, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Skulason, Stevens, Wallace, Warren, Williams, Worden. Total 36.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration S. B. No. 169, introduced by Long, a bill for an Act entitled: "An Act providing for the issuance of bonds by Irrigation Districts, created and organized under and by virtue of the Provisions of Chapter 146 of the Laws of Montana of 1909, as amended, for the redemption and payment of the bonds and warrants of such Districts," respectfully report as follows: That S. B. No. 169 be concurred in.

Report adopted.

FAUST, Chairman.

Mr. Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration S. B. No. 214 introduced by Donlan, a bill for an Act entitled: "An Act to provide for the storing of flood waters and giving to the person so storing the use and ownership thereof," respectfully report as follows:

That S. B. No. 214 be not concurred in.

Report adopted.

FAUST, Chairman.

Mr. Speaker:

We, your Committee on Irrigation and Water Rights, having had under consideration S. B. No. 126, introduced by Pauline, a bill for an Act entitled: "An Act relating to bonds of irrigation districts, providing under what circumstances such bonds shall be legal investments for funds of banks, insurance companies and trust companies, trust funds, State School Funds and any money or funds which may now or hereafter be invested in bonds of cities, counties, school districts or municipalities, and providing under what circumstances the use of bonds of irrigation districts as security for the performance of any act may be authorized," respectfully report as follows: That S. B. No. 126 be amended as follows:

Amend the title in lines 1 and 7 by inserting after the words "bonds of" the word "certain."

By amending Section 1 line 2 by inserting after the words "pursuant to" adding "Chapter 146 Acts of the Eleventh Legislative Assembly and Acts amendatory thereof or supplemental thereto of."

By amending Section 3b line 2 by striking out the words "of any kind" and substitute in lieu the words and figures "exceeding the sum of Twenty-five Hundred Dollars (\$2500.)"

By amending Section 6 line 3 by inserting after the word "commission" the following "including the salaries and expenses of all necessary assistants, and including the expenses, but not the salary of the State Engineer."

And when so amended, we recommend that the same be concurred in.

Report adopted.

FAUST, Chairman.

Speaker:

Ve, your Committee on Education, having had under consideration, S. B. No. 261 by Hefferlin, entitled: "An Act amending Sections 807 and 1300 of Chapter 2 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the observing of legal holidays in the schools of this State; prescribing on which holidays school shall not be held; prescribing the rights and duties of teachers on such holidays; and repealing all acts and parts of acts in effect therewith," respectfully report as follows:

That S. B. No. 231 be concurred in.

Report adopted.

GULLIDGE, Chairman.

THIRD READING OF HOUSE BILLS.

Upon motion of Crumbaker, duly seconded and carried, H. B. No. 399 was placed at head of list.

A question of quorum being raised a call of the House was demanded and the following members found absent:

Bergeson, Brockway. Total 2.

Upon motion of McQuarrie, duly seconded and carried, further call of the House was suspended.

H. B. No. 399 by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Felton, Gillette, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kenyon, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Parsons, Penewell, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Snell, Spencer, Stoner, Swift, Treloar, Troy, Williams. Total 74.

Noes: Blomquist, Cady, Daily, Dunn, English, Geis, Goodman, Hathaway, Johnson (Silver Bow), Kemp, King, Larson, McQuarrie, O'Hara, Perrine, Rouleau, Silver, Skulason, Smith, Spratt, Stevens, Wade, Wallace, Mr. Speaker. Total 24. Absent and not voting: Brockway, Faust, Haskell, Hills, Jones, Knudsvig, Rixson, Sickler, Warren, Worden. Total 10.

The Senate amendments to H. B. No. 258 by Bohling were concurred in by aye and no vote.

A question of quorum being raised a call of the House was demanded and the following members found absent:

Beley, Brockway, Cavanaugh, Charters, King, Rixon, Rodgers, Shoemaker (Lewis and Clark). Total 8.

Upon motion, duly seconded and carried, further call of the House was suspended.

H. B. No. 261, by Dillavou, having been read three several times, title and history agreed to, failed of passage by the following roll call:

Ayes: Allen, Brasier, Brown (Lewis and Clark), Cavanaugh, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, Dunn, English, Goodland, Goodman, Green (Dawson), Green (Flathead), Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Lakin, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Penewell, Phelps, Reeves, Rhoads, Rixon, Rodgers, Rouleau, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Treloar, Wade, Wallace, Wilcomb, Mr. Speaker. Total 45. Noes: Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brooks, Brown (Mineral), Buell, Cady, Carlson, Charters, Crumbaker, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Felton, Geis, Gillette, Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Ken-

von, Knudsvig, Larson, Northey, Parsons, Peden, Perrine, Provinse, Ray, Rickard, Riggs, Roberts, Sales, Sandy, Scharnikow, Scofield, Spencer, Spratt, Stoner, Swift, Troy, Williams. Total 54.

Absent and not voting: Beley, Brockway, Faust, Haskell, King, Sickler, Stevens, Warren, Worden. Total 9.

H. B. No. 270, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call.

Ayes: Allen, Bell, Bergeson, Berglin, Blomquist, Brasier, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Chatfield, Conser, Cooney, Coll, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Fairgrieve, Felton, Gillette, Goodland, Goodman, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, J. J. Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Saly, Scofield, Smith, Snell, Spencer, Spratt, Swift, Treloar, Troy, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Anderson, Arnold, Austin, Beley, Black, Bohling, Boorman, Brockway, Brooks, Cavanaugh, Charters, Dillavou, Dunbar, East, Geis, Green (Flathead), Haskell, Johnson (Silver Bow), King, MacDonald (Flathead), O'Hara, Provinse, Rodgers, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Stevens, Stoner, Wade, Wallace, Warren, Wilcomb, Williams, Worden. Total 37.

H. B. No. 271, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call.

Ayes: Anderson, Beley, Berglin, Blomquist, Bohling, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dodds, Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Peden, Penewell, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Roberts, Rodgers, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Smith, Snell, Spencer, Spratt, Swift, Treloar, Troy, Wilcomb, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Allen, Arnold, Austin, Bell, Bergeson, Black, Brockway, Cavanaugh, Charters, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Geis, Goodland, Goodman, Haskell, Johnson (Silver Bow), Kenyon, King, MacDonald (Flathead), Northey, O'Hara, Perrine, Ray, Rixon, Rouleau, Sales, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Stevens, Stoner, Wade, Wallace, Warren, Williams, Worden. Total 38.

House Bill No. 391, by Committee on Appropriations, having been read several times, title and history agreed to, was passed by the following roll call.

Ayes: Anderson, Bergeson, Berglin, Bohling, Boorman, Brasier, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Chatfield, Conser, Cooney, Coll, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Dunn, English, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Rhoads, Rickard, Rixon, Roberts, Rouleau, Sales, Saly, Scofield, Shoemaker (Lewis and Clark), Spencer, Spratt, Swift, Treloar, Troy, Mr. Speaker. Total 67.

Noes: Blomquist, Hathaway. Total 2.

Absent and not voting: Allen, Arnold, Austin, Beley, Bell, Black, Brockway, Brown (Mineral), Cavanaugh, Charters, Dillavou, Fairgrieve, Faust, Haskell, Johnson (Silver Bow), Kenyon, King, Knudsvig, McQuarrie, O'Hara,

1. Riggs, Rodgers, Scharnikow, Shoemaker (Yellowstone), Sickler, Silver, Sku-
n. Smith, Snell, Stevens, Stoner, Wade, Wallace, Warren, Wilcomb, Williams,
Vaden. Total, 39.

The Senate Amendment to H. B. No. 299 by Committee on Livestock and
Public Ranges were concurred in by an aye and no vote.

The Senate Amendments to H. B. No. 374, by Committee on Appropriations,
were concurred in by an aye and no vote.

Upon motion of Cooney, duly seconded and carried, House refused to concur
in Senate Amendments to H. B. No. 115, a Conference Committee was appointed
as follows: to confer with a like Committee from the Senate: Cooney of Cascade,
S. of Jefferson, Rouleau of Silver Bow.

Upon motion of Bergeson, duly seconded and carried, action of H. B. No.
38 was deferred until tomorrow.

Upon motion of Gullidge, duly seconded and carried, a Conference Commit-
tee was appointed to confer with a like Committee from the Senate relative to
Senate Amendments to H. B. No. 125, as follows: Jones of Philips, Daily of
Moula, Rickard of Roosevelt.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Judiciary, having had under con-
sideration S. B. No. 297, entitled: "An Act defining the rights of purchasers of
land at mortgage foreclosure and execution sales, to the possession of such lands
and crops growing thereof during the period of redemption," respectfully report
as follows: That S. B. No. 297 be amended as follows:
Strike out all Senate Amendments.

Insert after the word "law" in line 4 of Section 1 the following: "while
execution debtor personally occupies the land as home for himself and his
family."

And when so amended, the bill be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under con-
sideration S. B. No. 119, entitled: "An Act to amend Chapter 198 of the Session
Laws of the Sixteenth Legislative Assembly of the State of Montana, entitled:
'An Act to amend Section 3 of Chapter 83 Session Laws of the Fifteenth Legis-
lative Assembly of the State of Montana, 'An Act relating to a mothers' pen-
itentiary and for the care of dependent children in their own home by their mother,
in the event of said children being dead or an inmate of some Montana institution,
who has failed to provide for said children for a period of one year or more,
and who is physically or mentally incapacitated, and whose mother is financially
unable to support such children; providing a penalty for the violation thereof,
and repealing Sections 1, 2, 3, 4, 5, 6, and 7 of Chapter 86 of the Session Laws
of the Fourteenth Legislative Assembly.'"

respectfully report that S. B. No.
119 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under con-
sideration S. B. No. 93, entitled: "An Act relating to the appointment of Deputy
County Attorneys and repealing all Acts and parts of Acts in conflict herewith,"
respectfully report as follows:

That S. B. No. 93 be not concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under con-
sideration H. B. No. 157, entitled: "An Act to impose upon the State Irriga-
tion Engineer employed by the Montana Irrigation Commission the duties hereto-
fore involving upon the State Engineer and to repeal Sections 2243, 2245, 2246
and 2247, of the Political Code of the State of Montana of 1907, and to repeal
Chapter 43 of the Session Laws of the Eleventh Legislative Assembly of the
State of Montana, Chapter 128 of the Session Laws of the Twelfth Legislative

Assembly of the State of Montana and Chapter 118 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to the State Engineer," respectfully report as follows:

That H. B. No. 157 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 89, entitled: "An Act to amend Section 4364 of the Revised Codes of 1907, relating to the oath of the members of the Board of Railroad Commissioners of the State of Montana," respectfully report as follows:

That H. B. No. 89 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 343, entitled: "An Act regulating the charges and profits of undertakers and dealers in coffins, caskets or articles of undertakers' supplies, and providing punishment for violation thereof," respectfully report as follows:

That H. B. No. 343 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Sub. for S. B. No. 218, entitled: "An Act to repeal Section 12 of Senate Bill No. 38, entitled: 'An Act relating to the management of corporation, designating the particulars in which such articles of incorporation may be amended and the method by which such amendment may be affected; providing a method whereby a corporation may create or increase a bonded indebtedness and repealing Sections 3812, 3813, 3814, 3826, 3827, 3828, 3849, 3894, and 391 of the Revised Codes of 1907, and Chapter 100 of the Laws of the Fourteenth Legislative Assembly of 1915, and all Acts and parts of Acts in conflict herewith passed by the Seventeenth Legislative Assembly and signed and approved by the Governor February 1st, 1921,'" respectfully report as follows:

That Sub. for S. B. No. 218 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Education, having had under consideration S. B. No. 203, by Slattery, entitled: "An Act forbidding the payment of the traveling and other expenses of State, County, City and School District Officers when in attendance upon any convention, meeting or gathering other than such as they may be required by law to attend," respectfully report as follows:

That S. B. No. 203, be not concurred in.

Report adopted.

GULLIDGE, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 93, entitled: "An Act to amend Section 23 of Chapter 8 of the Laws of the Twelfth Legislative Assembly, relating to the office of Fire Marshal," respectfully report as follows:

That H. B. No. 93 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report B. Nos. 261, 270, 271 and 391 correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 326, entitled: "An Act to create, establish and organize the Public Service Commission of Montana, to define its powers, duties and functions and the rights, remedies, powers and duties of common carriers, public utilities, public service corporations, public corporations organized for irrigation or reclamation, irrigation districts, and public mills as hereinafter defined, and the rights and remedies of patrons of said carriers, utilities, corporations, districts and public mills, and to place under the said Public Service Commission of Montana hereby created, all the subjects now regulated by, and to endow the

Public Service Commission of Montana with all the rights, powers, functions and duties now possessed, held and exercised by the Board of Railroad Commissioners of the State of Montana, the Public Service Commission of Montana, Montana Trade Commission for the control of public mills, and the Montana Regulation Commission, and to give to said Commission hereby created certain additional powers and duties, and to provide remedies for the enforcement of provisions of this Act, and penalties for offenses by common carriers, public utilities, public service corporations, public corporations organized for irrigation or reclamation, irrigation districts, public mills and their officers, agents, employees, and by other persons and corporations and generally to provide by a comprehensive and unified system for the regulation and control by the State for the subjects herein named, and for the exercise of the sovereign power of rate making through the Commission hereby created, and repealing Chapter 37, Laws of 1907; Chapter 105, Laws of 1909; Chapter 136, Laws 1909; Chapter 136, Laws 1911; Chapter 18 Laws 1913; Chapter 26, Laws 1913; Chapter 5, Laws 1913; Chapter 53, Laws 1913; Chapter 65, Laws 1913; Chapter 115, Laws 1913; Chapter 2, Laws 1917; Chapter 135, Laws 1917; Chapter 109, Laws 1917; Chapter 148, Laws 1919; Chapter 151, Laws 1919; Chapter 186, Laws 1919; Chapter 188, Laws 1919; Chapter 223, Laws 1919; Chapter 13, Laws Extra Session 1919; Chapter 14, Laws Extra Session 1919; and all Acts and parts of Acts in conflict with this Act or the provisions thereof and the objects hereby sought to be obtained," respectfully report as follows:

That House Bill No. 326 do not pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration H. B. No. 371, introduced by W. E. Dowlin, entitled: "An Act empowering the State Forester and the State Board of Land Commissioners to protect against forest fires; to provide for protection against forest fires on privately owned lands; to provide the manner of meeting the expense thereof and imposing same a lien on such private owned lands, and providing for the collection thereof; declaring uncontrolled fires on privately owned lands a public nuisance and authorizing the abatement thereof and providing for the filing and collection of a lien for the payment of the expense connected therewith; declaring chain cut-over lands and slashings a public nuisance and authorizing the abatement thereof; and providing for the filing and collecting of a lien for the payment of the expense connected therewith; providing for the co-operation with protective agencies composed of timber owners; defining forest lands and providing for the giving of notice under this Act," respectfully report that House Bill No. 371 do not pass.

Report adopted.

O'HARA, Chairman.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, House adjourned until 10:00 o'clock A. M. Thursday, March 3rd.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

SIXTIETH DAY

House of Representatives, Helena, Montana, March 3, 1921.

House met at 10:00 o'clock A. M. pursuant to adjournment.

Mr. Speaker in chair.

Prayer by Chaplain.

Roll called and all present except: Sickler, Haskell, Warren and Worden. Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for the fifty-ninth Legislative Day, and have found same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion, duly seconded and carried, were considered as read at length.

Mr. Speaker:

March 2, 1921.

I am directed by the Senate to inform your Honorable Body that the President appointed the following Conference Committee to act with a like committee from the House:

House Bill No. 120, Senators, Slattery, Parker and Larson.

House Bill No. 47, Senators Junod, Pauline and Harmon.

House Bill No. 117, Senators Leuthold, Stewart of Deer Lodge and Cone.

Senate Bill No. 213, Senators Heren, Booth and Hazelbaker.

House Bill No. 73, Senators Larson, Dixon and McCone.

S. B. No. 235, Long, Parker and Kirton.

H. B. No. 206, Senators Cooper, Stewart of Meagher and Griffin.

H. B. No. 207, Senators Cone, Anderson, and Gibson.

H. Bills Nos. 112 and 114, Senators Connelly, Gallwey and Harmon.

Upon motion of Senator Junod, duly seconded and carried, Sub. for H. B. 6, 113 was segregated from the Committee of the Whole and referred to General File for tomorrow.

Upon motion of Senator Cone, duly seconded and carried, House Bill No. 4 was segregated from the report of the Committee of the Whole and referred to General File for tomorrow.

At 4:10 o'clock P. M. the Senate adjourned to meet Thursday, March 3, 1921, at 10 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 3, 1921.

I am directed by the Senate to inform your Honorable Body that in compliance with your request of this date, and upon motion of Senator Edwards, duly seconded and carried, Senate Bill No. 276 is herewith returned to the House for further consideration.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 3, 1921.

I am directed by the Senate to inform your Honorable Body, that upon motion of Senator Connelly, duly seconded and carried, the Senate requests the return of House Bill No. 380 for further consideration.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 2, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and concurred in, title agreed to, and the same are herewith returned to the House:

House Bills Nos. 388, 377, 283, 284, 353, 359, 375, 387, 385, 384, 381, 70 and 10.

The following bills were read third time and concurred in as amended, title agreed to and the same are herewith transmitted to the House for concurrence in Senate amendments: House Bills Nos. 258 and 380.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 2, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were reported by Standing Committees with the recommendation that the same be not concurred in, which report was adopted, the bills are herewith returned to the House:

House Bills Nos. 323, 383, 108, 156, 7, 354, 274, 144, 237, 294, 205 and 278.

House Bill No. 262 was read third time and failed of concurrence and the bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

Helena, Montana, March 2, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and concurred in, title agreed to, and the same herewith returned to the House:

Sub. for H. B. No. 56, Sub. for H. B. No. 17, H. B. No. 78 and Sub. for J. M. No. 7.

The following bills were read third time and concurred in as amended, title agreed to, and the same are herewith returned to the House for concurrence in and amendments:

H. B. Nos. 11, 220, 229, Sub. for H. B. No. 117, Sub. for H. B. No. 116, H. B. Nos. 114, 112 and 227.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

Helena, Montana, March 2, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and concurred in as amended, title agreed to and the same are herewith transmitted to the House for concurrence in Senate amendments:

House Bills Nos. 299, 374, 115.

The following bills were read third time and concurred in, title agreed to, and the same are herewith returned to the House:

House Bills Nos. 366, 373, 358.

The standing committees reported House Bills Nos. 161, Sub. for H. B. No. 8, with the recommendation that the same be not concurred in, which report was adopted and said bills are herewith returned to the House.

That the Judiciary Committee reported Sub. for H. B. No. 21 with the recommendation that the same be not concurred in and introduced a Sub. bill therefor, and the original bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

Helena, Montana, March 2, 1921.

I am directed by the Senate to inform your Honorable Body that a communication was received from the Governor advising that he had approved the following measures:

S. B. Nos. 107, 159, 201, 225, 246, 258, 262, 270, 271, 294, Sub. for S. B. 198, Sub. S. Bs. 238 and 245, S. J. M. No. 3, S. J. M. No. 4, S. J. R. No. 7.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

Helena, Montana, March 2, 1921.

I am directed by the Senate to inform your Honorable Body that the standing Committees reported as follows:

Committee on Taxation reported H. B. No. 7, by Bergeson, "An Act to amend Sections 1, 2, 3, 4, 5, 6, 7, 8 and 9 of Chapter 49, Session Laws of the Sixteenth Legislative Assembly, entitled: 'An Act relating to the assessment and taxation of telephone, telegraph, electric power and transmission lines, canals, ditches, flumes and other property owned and operated in more than one county in the State and constituting a single and continuous property throughout more than one county,'" recommend that same be not concurred in.

Committee on Federal Relations reported H. B. No. 70, by Johnson, "An Act to provide for the acceptance of the benefits of an Act passed by the Senate and House of Representatives of the United States of America in Congress assembled, to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise, etc.," recommend that same be concurred in.

Committee on New Counties and Divisions reported H. B. No. 258, "An Act to change the boundary line between the counties of Teton and Chouteau, taking from said county of Chouteau certain territory and adding the same to the said county of Teton, etc.," recommend that same be amended by inserting the following: After the word "Montana" Section 2, line 12, "Provided that the notes or securities covering special relief under Chapter 8 of the Extraordinary Session

of 1919 shall not be counted among the assets of the county from which territory is taken under the terms of this Act, but any notes or securities covering loans made in territory so taken may be turned over to such new county at receipt taken for the same, but the amounts so turned over or retained by the old county shall not be counted in the transaction," and as so amended the said bill be concurred in.

Committee on Judiciary reported H. B. No. 274, by Jones, "An Act relating to service fees of stallions and jacks, and repealing Section 5813 and Section 5814 of the Revised Codes of Montana, 1907, as amended by Chapter 45 of the laws of the Thirteenth Legislative Assembly, approved March 1, 1913," recommending that said bill be not concurred in.

Also H. B. No. 354, by Warren, "An Act suspending the operation of Chapter 124 of the laws of the Fifteenth Legislative Assembly of 1907, entitled: 'An Act providing for the safe investment of the State Permanent Common School Funds, and all other permanent State educational, charitable and penal institution funds in the securities herein designated etc.,' recommend that same be not concurred in.

Also H. B. No. 144, by Rixon, "An Act providing for the semi-annual payment of taxes; amending Sections 2616, 2622, 2623, 2629, 2657 and 2684 of the Revised Codes of 1907, of the State of Montana, relating to the publication of notice of delinquency, the time when taxes become due and penalty for non-payment, etc.," recommend that same be not concurred in.

Also H. B. No. 237, by Dillavou, "An Act to amend Section 6662 of the Revised Codes of Montana as amended by Chapter 85 of the Twelfth Legislative Assembly of the State of Montana, relating to the serving of writs of attachment, and to repeal all acts and parts of acts in conflict therewith," recommend that same be not concurred in.

Also H. B. No. 294, by Arnold, "An Act relating to tax sale certificates and providing for the cancellation thereof when application is not made for a tax deed thereunder within two years after the period of redemption has expired," recommend that same be not concurred in.

Also H. B. No. 156, by Spencer, "An Act permitting acquisition and transfer of real property by aliens eligible to citizenship, to same extent as citizens except as otherwise provided by law, etc.," recommend that same be not concurred in.

Also H. B. No. 205, by Brooks, "An Act amending Section 1300 of Chapter 7 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana, relating to legal holidays, and repealing all acts and parts of acts in conflict herewith," recommend that said bill be concurred in.

The above reports were adopted.

We, your Joint Conference Committee, having had under consideration House Bill No. 125, recommend as follows:

That the House concur in the Senate amendment to title by striking out the word "fees" wherever it occurs in the title, and insert in lieu thereof the word "taxes."

Also that the House concur in the Senate amendment by striking out the word "fee" or "fees" wherever the same occur and insert the word "tax" or "taxes."

Also that the House concur in the Senate amendments by striking out wherever the words appear the words "or Montana Tax Commission if such Commission be created by this Assembly."

That the Senate recede from its amendments to Section 12, 13 and 14.

LOREN W. LOY,
O. H. JUNOD
JAMES GRIFFIN
A. O. GULLIDGE
WARD BELEY
SAM H. TRELOAR
Conference Committee.

The above report was not adopted and a new committee appointed.

Your Joint Conference Committee on Senate Bill No. 177, having met with the Conference Committee of the House, respectfully report as follows:

That the Senate concurs in all House amendments to Senate Bill No. 177, except the following: "Amend Section 1 by inserting after the first 'of' the words 'the Civil War.'"

Your Committee recommends that said amendment be amended to read as follows:

"Amend Section 1 by inserting after the third 'of' the words 'the Civil War' and that said amendment be adopted.

JOHNSON, Silver Bow, Chairman House Joint Committee.

ANDERSON, Chairman of Senate Joint Committee.

The above report was adopted.

Committee on Oils and Leases reported H. B. No. 170 by Fairgrieve, "An Act to amend Section 2 of Chapter 203, Laws of the Sixteenth Legislative Assembly of the State of Montana, entitled: 'An Act to prevent the manufacture or sale of adulterated or misbranded gasoline, kerosene, illuminating and lubricating oils and greases, road oils and fuel oils for burners and internal combustion engines, etc.," recommend that same be concurred in.

Committee on Finance and Claims reported H. B. No. 388, "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana School for Deaf and Blind for the year ending February 28, 1921," recommend that same be concurred in.

Also H. B. No. 377, "An Act appropriating money to reimburse the common school interest and income fund for the salaries and expenses of the officers and employees of the Department of State Lands, the office of the State Land Agent, the State Forester's Department and the Fourth Assistant Attorney General and stenographer to such Assistant Attorney General for the period from December 1, 1921, to January 31, 1921, inclusive, and to provide for the payment of the salaries and expenses of such officers and employees for the month of February, 1921," recommend that same be concurred in.

Also H. B. No. 108, "An Act to amend Section 189 of the Revised Codes of 1907, relating to the bond of the State Treasurer," recommend that same be not concurred in.

Also H. B. No. 283, "An Act appropriating money for the payment of salaries and expenses of district judges, salaries of county attorneys, and for the transportation of prisoners for the period beginning March 1, 1921, and ending June 30, 1921," recommend that same be concurred in.

Also H. B. No. 284, "An Act appropriating money for the payment of salaries and expenses of District Judges, salaries of County Attorneys, and for transportation of prisoners for the period beginning July 1, 1921, and ending June 30, 1923," recommend that same be concurred in.

Also H. B. No. 353, "An Act appropriating money for the purpose of paying counties the State's portion of taxes illegally or erroneously collected and returned by such counties under the provisions of Section 2669, Revised Codes of 1907," recommend that same be concurred in.

Also H. B. No. 359, "An Act appropriating money for the payment of deficiency claims on account of refunds becoming due during the year ending February 28, 1921," recommend that same be concurred in.

Also H. B. No. 375, "An Act directing the State Board of Examiners and the State Auditor to transfer certain sums to and from special accounts and appropriating accounts for the purpose of correcting errors," recommend that same be concurred in.

Also H. B. No. 381, "An Act appropriating money for the return of the inheritance of George G. Howarth which has escheated to the State under the mistake that no heir existed," recommend that same be concurred in.

H. B. No. 383, "An Act authorizing and directing the Governor to appoint a commission of three proper and suitable persons to investigate and report to the next Legislative Assembly (1923) on a suitable location for the establishment of a branch of the State Insane Asylum and making an appropriation for the expense of such commission," recommend that same be not concurred in.

H. B. No. 384, "An Act to appropriate the sum of Two Hundred Thirty-four Dollars and Twenty-one Cents (\$234.21) to reimburse Peter Oren for freight and damages, etc.," recommend that same be concurred in.

H. B. No. 385, "An Act to appropriate money for the incidental expenses including printing of proceedings, Senate and House Journals and Session Laws of the Seventeenth Legislative Assembly of the State of Montana," recommend that same be concurred in.

Also H. B. No. 387, "An Act appropriating money for the payment of deficiency claims arising out of the operation of the Montana Vocational School for Girls for the year ending February 28, 1921," recommend that same be concurred in.

Committee on Taxation reported H. B. No. 278, by Committee on Revenue and Taxation, "An Act relating and regulating the sale of coal within the State of Montana; requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this State of retailing, or selling at retail, coal of any kind, to pay to the State Treasurer, for engaging in or carrying on such occupation or business, certain license fees for the exclusive use and benefit of the State of Montana, etc.," recommend that same be not concurred in, but that Senate Substitute for House Bill No. 278 transmitted herewith be substituted therefor and recommend that same do pass.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 2, 1921.

I am directed by the Senate to inform your Honorable Body that by vote of the Senate, the Senate concurred in House amendments to the following bills: Senate Bills Nos. 155, 289, 221 and 228.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 2, 1921.

I am directed by the Senate to inform your Honorable Body that the Standard Committees reported as follows:

We, a Majority Committee on Taxation, to whom was referred House Bill No. 115, by Committee on Revenue and Taxation, entitled:

"An Act requiring every person, firm, co-partnership, association, Joint stock company, syndicate, and corporation engaged in or carrying on the business of producing within this state, petroleum or other mineral or crude oil, or engaging in or carrying on the business of owning, controlling, managing, leasing or operating within this state any well or wells from which petroleum or other mineral or crude oil is produced, etc.," and recommend that same be amended as follows:

Wherever in this bill the word "fee" or "fees" occur, strike out same and insert in lieu thereof the word "tax" or "taxes."

Likewise, wherever the words "or Montana Tax Commission, if one be created," appear in any part of said bill, the same to be stricken out.

Strike out all of Section 2 and insert in lieu thereof the following:

"Section 2. Every person engaging in or carrying on the business of producing within this State, petroleum or other mineral or crude oil, or engaging in or carrying on the business of owning, controlling, managing, leasing or operating, within this State, any wells or well from which any merchantable or marketable petroleum or other mineral or crude oil is extracted or produced, sufficient in quantity to justify the marketing of the same, must, for the year 1921 and each year thereafter, when engaged in or carrying on any such business in this state, pay to the State Treasurer, for the exclusive use and benefit of the State of Montana, license tax for engaging in and carrying on such business, in an amount equal to one per centum of the total gross value of all petroleum and other mineral or crude oil produced by such person within this state during such year; but in determining the amount of such tax there shall be excluded from consideration all petroleum, or other crude or mineral oil produced and used by such person during such year in connection with his operations in prospecting for developing and producing such petroleum, crude or mineral oil; provided, how-

er, that nothing in this Act shall be construed as requiring laborers or employees hired or employed by any person, to drill any oil well, or to work in or about any oil well, or prospect or explore for, or do any work for the purpose of developing any petroleum or other mineral or crude oil to pay such license tax, or shall any work done, or the drilling of any well or wells, for the purpose of prospecting or exploring for petroleum or other mineral or crude oils, or for the purpose of developing same, be deemed to be engaging in or carrying on any such business; provided, further that if in the doing of any such work, any merchantable or marketable petroleum or other mineral or crude oil in excess of the quantity required by such person for carrying on such operations shall be produced sufficient in quantity to justify the marketing of the same, then such work, prospecting, exploring or development work shall be deemed to be engaging in and carrying on such business within this state within the meaning of this section," and so amended the same be concurred in.

The above report was adopted.

We, a Minority Committee on Taxation, to whom was referred House Bill No. 115, by Committee on Revenue and Taxation, "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate and corporation engaged in or carrying on business of producing within this state petroleum or other mineral or crude oil or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this State any well or wells from which petroleum or other mineral or crude oil is produced, to pay to the State Treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana, etc.," recommend that the same be amended as follows:

Wherever in this bill the words "fee" or "fees" occur, strike out same, insert in lieu thereof the words "tax" or "taxes."

Likewise, wherever the words "or Montana Tax Commission, if one is created," appear in any part of said bill, the same be stricken out.

Strike out all of Section 2, and insert in lieu thereof the following:

"Section 2. Every person engaging in or carrying on the business of producing within this State, petroleum or other mineral or crude oil, or engaging in or carrying on the business of owning, controlling, managing, leasing or operating, within this State, any well or wells from which any merchantable or marketable petroleum or other mineral or crude oil is extracted or produced, sufficient in quantity to justify the marketing of the same, must for the year 1921, and each year thereafter when engaged in or carrying on any such business in this State, pay to the State Treasurer, for the exclusive use and benefit of the State of Montana, license tax for engaging in and carrying on such business, in an amount equal to one and one-half ($1\frac{1}{2}$) per centum of the total gross value of all petroleum and other mineral or crude oil produced by such person within this State during such year; but in determining the amount of such tax there shall be excluded from consideration all petroleum or other crude or mineral oil produced and used by such person during such year in connection with his operations in prospecting for, developing and producing such petroleum, crude or mineral oil; provided, however, that nothing in this act shall be construed as requiring laborers or employees, hired or employed by any person to drill any oil well, or to work in or about any oil well, or prospect or explore for, or do any work for the purpose of developing any petroleum or other mineral or crude oil to pay such license tax, nor shall any work done, or the drilling of any well or wells, for the purpose of prospecting or exploring, for petroleum or other mineral or crude oils, or for the purpose of developing same, be deemed to be engaging in or carrying on of any such business; provided, further, that if in the doing of any such work or in the drilling of any oil well or in such prospecting, exploring or development work, any merchantable or marketable petroleum or other mineral or crude oil in excess of the quantity required by such person for carrying on such operations shall be produced sufficient in quantity to justify the marketing of the same, then such work, drilling, prospecting, exploring or development work shall be deemed to be the engaging in and carrying on such business within this State within the meaning of this Section," and as so amended the same be concurred in.

The above report was not adopted.

Your Joint Committee on Apportionment and Representation reported H. B. No. 323, "An Act providing a method for the selection of party delegates to National Presidential Nominating Conventions, amending Section 8 of any Act entitled: etc.," recommend the same be not concurred in.

Your Joint Committee on Apportionment and Representation reported S. B. No. 136, by Lewis, "An Act to amend Sections 1 and 2 of the Law initiated and passed by the people of the State of Montana at the general election of 1911 entitled: 'An Act to propose by initiative petition a law to provide for the expression by the people of the State of Montana of their preference for party candidates for President and Vice-President of the United States, the election of delegates to Presidential Conventions and the nomination of Presidential Electors by direct vote,'" recommend that same do pass.

The above reports were adopted.

Committee on Apportionment and Representation reported Substitute for H. B. No. 8, by Dillavou, "An Act to provide for the apportionment of membership and representation of the several counties in Montana in the House of Representatives of the Legislative Assembly of the State of Montana, and to fix the number of members thereof," recommend that the same be not concurred in.

The above report was adopted.

MINORITY REPORT.

Committee on Apportionment and Representation reported Substitute for H. B. No. 8, by Dillavou, "An Act to provide for the apportionment of membership and representation of the several counties in Montana in the House of Representatives of the Legislative Assembly of Montana, and to fix the number of members thereof," recommend that the same be amended by striking out Section 3, and as so amended that the bill be concurred in.

The above report was not adopted.

Joint Conference Committee having had under consideration Substitute for House Bill No. 13, recommend as follows:

That the Senate recede from its amendment to Section 2, as follows:

"At the end of Section 2, add the following: 'Provided, further, that one member of this Commission shall be a farmer, one member shall be a stockman and one member a member of a sportsman's organization.'"

That the Senate recede from its amendments to Section 4, line 33, page 4, as follows:

"After the word 'hunting,' by inserting the following: 'provided, however that no refuge, preserve or sanctuary shall be set aside or created by the Commission except that the same be petitioned for by 75% of the actual property owners to be included within the proposed boundaries of said refuge, preserve or sanctuary or in case there are no property owners within the proposed boundaries of said area proposed to be set aside, then by a petition to the Commission, signed by 75% of those directly interested or affected financially by the setting aside of said area.'"

That the Senate recede from its amendment to Section 4, line 8, page 5, as follows:

"After the word 'act' by inserting the following: 'After petition has been duly filed with the Secretary of the Commission praying that an area shall be set aside for any purpose or purposes in this section enumerated, the said secretary shall immediately publish a notice in a paper of general circulation in the county in which said area is proposed, that a hearing in connection therewith will be held at the Court House in said County on a day not less than fifteen days from date of first publication to be specified in said notice at which time and place all interested parties shall have the right to appear and be heard. In case the area proposed to be set aside is in more than one county the Commission shall have the right to designate the place in either county, but notice must be given of said meeting in a paper of general circulation in all counties affected.'"

That the amendment of the Senate to Section 7, after the word "Warden" on line 31, page 6, adding the following: "Provided, however, that upon the presentation to the Commission of a proper petition from any defined district, show

g the necessity therefor, the Commission may employ for a limited period of time, a special game warden, to patrol," etc., be amended by striking therefrom that portion thereof, occurring between the words "however" and "the commission may employ."

And that said amendment be further amended by striking out the words "four dollars and fifty cents (\$4.50)" occurring between the words "receive in compensation" and "per day for services" and add in lieu thereof: "Such amount as the Commission may allow."

Which said Senate amendment, as hereby amended, will then read as follows:

"At the end of Section 7 after the word "warden" on line 31, page 6, add the following: "Provided, however, the Commission may employ for a limited period of time, a special game warden to patrol said district and enforce the game and fish laws of the State of Montana therein, and to perform such duties in said district as may be performed by said Commission for the limited time for which they are so employed, and further, such special deputy game wardens shall receive in compensation such amount as the Commission may allow per day for services rendered and actual expenses not to exceed Two (\$2.00) Dollars per day."

Moved by Senator Pauline, duly seconded and carried, that the foregoing report be not adopted, and that a new Conference Committee be appointed to confer with the House Conference Committee. The President appointed as such Committee, Senators Foster, Pauline and Leuthold.

Committee on Taxation reported House Bill No. 161, by Committee on Revenue and Taxation, "An Act providing for the assessment, levying, collecting and apying of a tax on incomes, recommend that same be not concurred in.

Committee on Stockgrowing and Grazing reported Substitute for Senate Bill No. 22, by Booth, "An Act amending Section 2091 of the Revised Codes of Montana of 1907, relating to taking up trespassing stock," recommend that the same be concurred in.

Conference Committee named to consider House amendments to Senate Bill No. 139 recommend as follows:

First: That all House amendments be stricken from the bill.

Second: That said bill be amended to conform with the House amendments as follows:

Amend Senate Bill 139 by adding to Section 1 the words, "provided, however, that applications for the purchase by the State Board of Land Commissioners of school district bonds issued for the erection of school buildings shall be given precedence over all other applications for loans," and that as so amended the bill do pass.

Committee on Judiciary reported H. B. No. 21, by Judiciary Committee, "An Act relating to a mother's pension and for the care of dependent children in their own home by their mother, the father of said children being dead or an inmate of some Montana institution, or who is physically or mentally incapacitated and who has failed to provide for said children for a period of one year or more, and whose mother is financially unable to support such children, etc.," recommend that Senate Sub. for Sub. for House Bill No. 21, "An Act to amend Sections 3, 4 and 7 of Chapter 83 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, entitled: 'An Act relating to a mother's pension and for the care of dependent children in their own home by their mother, the father of said children being dead or an inmate of some Montana institution or who has failed to provide for said children for a period of one year or more, or who is physically or mentally incapacitated, and whose mother is financially unable to support such children, etc.'" be substituted therefor, and that said Senate Substitute do pass.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 2, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully report as follows:

- H. B. No. 388 and recommend that same be concurred in.
- H. B. No. 377 and recommend that same be concurred in.
- H. B. No. 283 and recommend that same be concurred in.
- H. B. No. 284 and recommend that same be concurred in.
- H. B. No. 353 and recommend that same be concurred in.
- H. B. No. 359 and recommend that same be concurred in.
- H. B. No. 375 and recommend that same be concurred in.
- H. B. No. 381 and recommend that same be concurred in.
- H. B. No. 385 and recommend that same be concurred in.
- H. B. No. 387 and recommend that same be concurred in.
- H. B. No. 384 and recommend that same be concurred in.
- H. B. No. 70 and recommend that same be concurred in.
- H. B. No. 170 and recommend that same be concurred in.
- H. B. No. 258 and recommend that same be concurred in.
- H. B. No. 380 and recommend that same be amended as follows:

Amend Section 1 by inserting in line 3, after the word the "Taxable."

Amend Section 2 by inserting in line 3 after the word the "Taxable."

Amend Section 3 by inserting in line 3 after the word the "Taxable."

Amend Section 4 by inserting in line 3 after the word the "Taxable."

Amend Section 5 by inserting in line 3 after the word the "Taxable."

Amend Section 6 by inserting in line 2 after the word the "Taxable."

Amend Section 7 by inserting in line 2 after the word the "Taxable."

Amend Section 8 by inserting in line 2 after the word the "Taxable." and amended recommend that same be concurred in.

The above report was adopted.

GALLWEY, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 2, 1921.

I am directed by the Senate to inform your Honorable Body that by vote of the Senate, the Senate concurred in House amendments to the following bills: Senate Bills Nos. 141, 290, 256, 216, 223.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully report as follows:

S. B. No. 135 and recommend that same do pass.

S. B. No. 136 and recommend that same do pass.

Sub. for H. B. No. 113 and recommend that same be amended as follows:

Amend by striking out wherever found the words and figures "twenty-five" or "seventy-five" and inserting therefor the word "Fifty" and as amended that same be concurred in.

H. B. No. 115 and recommend that same be concurred in.

H. B. No. 366 and recommend that same be concurred in.

H. B. No. 373 and recommend that same be concurred in.

H. B. No. 358 and recommend that same be concurred in.

H. B. No. 374 and recommend that same be concurred in.

H. B. No. 254 and recommend that same be not concurred in.

H. B. No. 299 and recommend that same be concurred in.

PAUL, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 2, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second times and referred to Committees designated:

House Bill No. 382, by Committee on Appropriations, "An Act appropriating the sum of One Thousand two hundred seventy-seven dollars (\$1,277.00) to W. Somers, Contractor, in payment of construction work performed in connection with the State Orphans' Home during the years 1917 and 1918." Referred to Committee on Finance and Claims.

House Bill No. 392, by Committee on Appropriations, "An Act appropriating money for the maintenance and operation of certain of the State Institutions of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 2, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Finance and Claims reported Sub. for S. B. No. 97, by Haley, by Committee on Ways and Means "An Act to create a State Purchasing Department, to define the authority, powers and duties thereof; to provide for the appointment of and to define the authority, powers and duties and to fix the compensation of the officers and employees thereof, and to repeal all acts and parts of acts in conflict with the provisions of this Act, and appropriating money or the carrying out of the provisions thereof," recommend that same be amended in Section 6, page 2, line 31, by adding after the word "power" the following: subject to the consent and approval of the State Board of Examiners," and as so amended that the same do pass.

Committee on Printing reported Sub. for H. B. No. 278 correctly printed.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the President has appointed as a Conference Committee to act with a like committee from the House relative to Senate Bill No. 203, Senators Slattery, Junod and Loy.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee on Taxation reported Sub. H. B. No. 154, which report is hereto attached.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

We, your Committee on Taxation, to whom was referred Substitute House Bill No. 154, introduced by Committee on Revenue and Taxation, entitled: "An Act to establish a tax on Gifts, Legacies, Inheritances, bequests, devises, successions, and transfers, to provide for its collection and to direct the disposition of its proceeds; to provide for the enforcement of liens created by this Act and for suits to quiet title against claims of liens arising hereunder, and repealing all acts in conflict with this act," beg leave to report and recommend as follows:

1. Amend Section 2 by striking out of line 12 the words "not hereinafter exempted, in the following cases", and inserting in lieu thereof the following: "except, county, town municipal corporations within the state, for strictly county, town or municipal purposes, and corporations of this State organized under its laws or voluntary associations, organized solely for charitable or edu-

educational purposes, which shall use the property so transferred exclusively for the purpose of their organization within the state, in the following cases, except as hereinafter provided."

2. Amend Subdivision 4 of Section 2, in line 2, page 2, by inserting after the words "created by the will," the words "or conveyance".

3. Amend Section 2, subdivision 3, by inserting after the word "State" in line 23 of such subdivision, the words "or within its jurisdiction".

4. Amend Section 5 by inserting after the word "Rates", in line 14, the following:

"When the property or any beneficial interest passes by any such transfer where the amount of the property shall exceed in value the exemption herein after specified, the tax hereby imposed shall be:"

5. Amend Section 6, inserting after the word "Allowed", in line 20, the following:

"1. All property transferred to municipal corporations within this State for strictly county, city, town or municipal purposes, or to corporations of this State organized under its laws solely for charitable or educational purposes which shall use the property so transferred exclusively for the purposes of their organizations with the State shall be exempt."

6. Amend section 12 by striking out all thereof, following the words "Section 12. Refunding", and inserting the following:

"1. If any debt shall be proved against the estate of a decedent, after the payment of any legacy or distributive share thereof, from which any such tax has been deducted, or upon which it has been paid by the person entitled to such legacy or distributive share and such person is required by the order of the district court having jurisdiction thereof on notice to the State Treasurer to refund the amount of such debts or any part thereof, if such tax has not been paid over to the State Treasurer, and equitable proportion thereof shall be repaid to such person by the executor, administrator, trustee, or county treasurer, to whom said tax has been paid, upon production of a transcript of the district court record showing the facts.

2. When any amount of said tax shall have been paid erroneously into the State Treasury, the person entitled to a refund thereof, may file a claim therefor with the State Board of Examiners, accompanying the same with a transcript of the district court record showing the facts, and said Board of Examiners shall thereupon audit such claim, and if they approve the same transmit it to the next legislative assembly for its action thereon in the manner provided by Section 235, Revised Codes, 1907, provided, however, that if any appropriation has been made by the Legislative Assembly for the purpose of paying any such claims and such appropriation has not been exhausted, the State Board of Examiners may allow such claim and order a warrant drawn on the proper fund for the payment thereof."

7. Amend Section 14 by striking out the whole of subdivision (2) and inserting in lieu thereof the following:

"2. Where stocks, bonds, mortgages or other securities of corporations organized under the Laws of this State or of foreign corporations owning property or doing business in this State shall have been transferred by a non-resident decedent, the tax shall be upon such proportion of the value thereof as the property of such corporation in this State bears to the total property of the corporation issuing such stocks, bonds, mortgages or other securities.

3. If any stocks, bonds, mortgages or other securities of a holding company or other corporation are based upon or represented in whole or in part the value of any stocks, bonds, mortgages or other securities of a Montana corporation or a corporation owning property in this State, either directly or indirectly, the transfer of the stocks, bonds, mortgages or other securities of such holding company or other corporation shall be subject to the inheritance tax in the proportion which the Montana property bears to the total property represented by or subject to the total stocks, bonds, mortgages, or other securities of which those so transferred are a part.

4. When a tax may be due from the estate, or the beneficiaries therein of any resident or non-resident decedent upon the transfer of any property, when the property or estate left by such decedent is partly within and partly without this State, or upon any stocks, bonds, mortgages, or other securities representing property or estate partly within and partly without this State, any beneficiary of such estate shall be entitled to deduct only a proportion of his share of the debts, expenses of administration and of his Montana exemption equal to the proportion which his interest in the property within this State, or within its jurisdiction, bears to his entire interest in such estate.

5. The State Board of Equalization shall require such reports and information and shall make such orders, rules and regulations as it may deem necessary to enable the Board to secure the necessary information from corporations, domestic and foreign, and to ascertain the amount of and collect such tax; and no holding company or other corporation, subject to the provisions of this section shall deliver or transfer any such stocks, bonds, mortgages or other securities of a non-resident decedent, based upon or representing in whole or in part, directly or indirectly, the value of Montana property, or stocks, bonds, mortgages or other securities of a Montana corporation or a corporation owning property in this State, without retaining a sufficient portion or amount thereof to pay any tax which may hereafter be assessed on account of such transfer, except upon order of the proper court or a certificate of consent to transfer from the State Board of Equalization.

6. Any corporation or holding company violating the provisions of this section, in this State, without retaining a sufficient portion or amount thereof to pay any tax which may thereafter be assessed on account of such transfer, except upon order of the proper court or a certificate of consent to transfer from the State Board of Equalization.

7. Any corporation or holding company violating the provisions of this section shall be liable to the State for the amount of the tax, together with a penalty of ten per cent thereof added thereto."

8. Amend Section 16 by striking out all of subdivision 3 and inserting in lieu thereof the following:

"3. Any personal representative, trustee, heir, devisee or legatee or a non-resident decedent leaving no estate requiring administration in this State, desiring to transfer any stocks, bonds, mortgages or other securities, or other personal property in this State or within the jurisdiction of this State, may make application to the State Board of Equalization for the determination of whether there is any tax due upon account of the transfer thereof, and the amount of any such tax, and such applicant shall furnish to the Board therein, an affidavit setting forth a description and statement of the property owned by the decedent situated within this State, or within its jurisdiction at the time of his death, the true value of said property at the time of decedent's death; a description and statement of the true value of all property owned by the decedent at the time of his death; situated outside of this State and without its jurisdiction; and containing a schedule or statement of all valid claims against the estate of the decedent, including the expenses of his last illness, funeral expenses and expenses of administering his estate. Such applicant shall also, at the same time, furnish the Board with a certified copy of the last will of the decedent, in case he died testate, or an affidavit setting forth the names, ages and residences of the heirs at law of decedent in case he died intestate, and the proportion of the entire estate of said decedent, inherited by each of said persons, and the relation, if any, which each legatee, devisee, heir or transferee sustained to the decedent, or person from whom the transfer was made. Such affidavit shall be subscribed and sworn to by the personal representative of the decedent, or some other person having knowledge of the facts therein set forth.

"The statements contained in any affidavits, statements or schedules as to value, or otherwise, shall not be binding upon the Board in case they believe the same to be erroneous or untrue. From the information so furnished them, and such other information as they may be able to obtain with reference thereto, the Board shall, with reasonable diligence proceed to ascertain and determine

the amount of tax, if any, due under the provisions of this Act, and notify the person making the application of the amount of the tax so ascertained and determined to be due; or in case there is no tax to be paid, the Board shall issue a consent to the transfer of the property so owned by the decedent."

"Any person aggrieved by the determination of the Board in any matter herein provided for in this subdivision, may, within thirty days thereafter, appeal to the District Court of Lewis and Clark county, Montana, by serving on the State Board of Equalization a notice in writing setting forth his objection to such determination, and by filing such notice, after so serving the same, in the office of the clerk of the District Court of said Lewis and Clark County and thereupon, and within ten days after the service of such notice on them, the Board shall transmit full and complete copies of all original papers and records which have been filed with them in relation to such application, to the Clerk of said District Court, and thereupon the said District Court shall have jurisdiction of such application and proceeding. Upon ten days' notice given by either the applicant or the Board, the matter may be brought on for hearing and determination by said Court, either in term time or in vacation, at a general or special term of court, or at chambers, as may be directed by the order of the court.

"The court may determine any and all questions of law and fact necessary to the enforcement of the provisions of this Act, according to its intent and purpose, and may, by order, direct the correction, amendment or modification of any determination made by the Board. On such hearing, either party may introduce the testimony of witnesses and other evidence in the same manner and subject to the same rules which govern in the trial of civil actions. When necessary, the court may adjourn or continue its hearings from time to time to enable the parties to secure the attendance of witnesses, or the taking of depositions. Depositions may be taken and used in such proceedings in the same manner as is now provided by law for the taking and using of depositions in civil actions.

"The State Board of Equalization, or any person aggrieved, by any order of the District Court, may appeal to the Supreme Court from such order made by such District Court within the time and in the manner provided by law for the taking of appeals from orders in civil actions.

"4. Whenever any non-resident decedent, leaving no estate requiring administration in this state, shall leave any stocks, bonds, mortgages or other securities, or other personal property within this State or within the jurisdiction thereof, and no personal representative, trustee, heir, devisee or legatee of such non-resident decedent has made application to the State Board of Equalization for the determination of whether there is any tax due for the transfer thereof and the amount of such tax, if any, the Board may, upon such matter being called to its attention, shall make an order, and cause a copy thereof to be served upon the personal representative, trustee, heirs, devisees or legatees of such non-resident decedent, ordering and directing that a statement and return, under oath, containing the statements and information prescribed in subdivision 3 of this section be filed with the Board within thirty days from the date of such order, or within such further time as the Board may grant therefor; and if such statement is not filed with the Board within such time, the Board may then procure such information in any manner it may deem advisable. Upon the filing of such statement, or the procuring of such information by the Board in the event of a failure to file the same in compliance with such order, the Board shall proceed in the same manner as prescribed by subdivision 3 of this section, and all provisions, thereof with reference to hearings and appeals shall be applicable thereto."

9. Amend Section 17, subdivision 1, by striking out of line 31 the words "Attorney General," and inserting in lieu thereof the words "State Board of Equalization."

10. Amend Section 19, subdivision 3, by striking out of line 18 the words "third."

11. Amend Section 22 by striking out all thereof, after the words "Section 22. Report of County Treasurer" and inserting in lieu thereof the following "Each County Treasurer shall make a report under oath to the State Treas-

rer, on or prior to the fifth days of March, June, September and December, of each year, of all taxes received by him under the provisions of the inheritance tax laws, up to the first day of each of such months, stating from what state, by whom and when paid, and the amount paid for each estate, and also the total of all amounts paid out of the same in connection with appraisal proceedings for each estate, on certificates of the Judge of the District Court of his county under the provisions of this Act or refunds paid by him under the provisions of Section 12 of this Act. The form of such report shall be prescribed by the State Treasurer with the approval of the State Board of Equalization. Such county Treasurer shall at the same time pay to the state treasurer all taxes received by him due to the State under the inheritance tax laws and not previously paid into the state treasury."

12. Amend Section 23 by striking out all thereof after the words "Section 23" and inserting in lieu thereof the following:

"1. It shall be the duty of the State Board of Equalization to supervise the administration of, and to investigate and cause to be investigated the administration of the inheritance tax laws, and such particular estates to which the inheritance tax laws apply, throughout the various counties of the State, and to cause to be made and filed in its office reports of such investigation together with specific information and facts as to particular estates that may seem to require especial consideration and attention by the legal department of the State.

2. The State Board of Equalization, in the conduct of inheritance tax affairs, shall have the same and similar powers and authority for gathering information and making investigations as is conferred by law on the Board in the performance of its other duties. The Board shall biennially report to the legislature at the opening of the sessions the general results of its labors and investigations in inheritance tax matters during the previous biennial period, together with specific reports of the several counties where the administration of the inheritance tax laws have been lax and unsatisfactory, with such recommendations for action thereon by the legislature as may be deemed advisable and proper.

3. The Board of Equalization shall also gather information and make investigations and reports concerning the estates of non-resident decedents within the provisions of the inheritance tax laws, and shall especially investigate the probate and other records for such probable estates without the state and report thereon from time to time to the legal department of the state, and to the proper district court for appropriate legal action.

4. It shall be the duty of the Attorney General of the state to carry out and enforce the recommendations and directions of the Board of Equalization in matters pertaining to the conduct of the inheritance tax affairs; and in every estate in which the amount of the inheritance tax collectible shall exceed or probably exceed the sum of One Thousand Dollars (\$1,000.00), there shall be no compounding, compositions, or settlement of the taxes under the authority conferred by Section 15, or otherwise, until the Board shall have investigated such estate and made a report thereon, nor until the Board consents to such compounding, compromise or settlement.

5. The Board of Equalization shall prescribe such forms and prepare such blanks as may be necessary in inheritance tax proceedings in the district courts of the state; and such blanks shall be printed at the expense of the state and furnished to the district courts upon the request of the judges or clerks thereof.

14. Amend Section 24 by striking out of lines 8, 9, and 10, the words "public administrator with the consent of the State Treasurer and the Attorney General expressed in writing", and insert in lieu thereof the following:

"State Board of Equalization."

15. Amend Section 26 by striking out the whole thereof and inserting the following:

"Section 26. The County Treasurer shall retain out of all taxes paid and accounted for by him each quarter under this Act, forty per cent on all sums so collected by or paid to the State Treasury and deposited to the credit of

the General Fund of the State; Provided the State Board of Equalization shall apportion to the various Counties of the State, forty per cent. of all inheritance taxes collected under the provisions of Section 14 of this Act.

16. Amend Section 27 by striking out all of subdivision 6 thereof and inserting in lieu thereof the following:

6. Whenever any property, real or personal, is held in the joint names of two or more persons, or as tenants by the entirety, or is deposited in bank or other institutions or depositories in the joint names of two or more persons and payable to either or the survivor, upon the death of one of such persons the right of the surviving tenant by the entirety, joint tenant or joint tenants, person or persons, to the immediate ownership or possession and enjoyment of such property shall be deemed a transfer of one-half or other proper fraction thereof taxable under the provisions of this Act in the same manner as though the property to which such transfer relates belonged to the tenants by the entirety, joint tenants or joint depositories as tenants in common, and had been bequeathed or devised to the surviving tenant by the entirety, joint tenant or joint tenants, person or persons, by such deceased tenant by the entirety, joint depositor, by will.

17. Amend Section 28 by striking out the whole thereof and inserting in lieu thereof the following:

"Section 28. Sections 7724 to 7751, both inclusive, of the Revised Code of Montana, 1907, and all other acts and parts of acts in conflict herewith are hereby repealed; provided, however, that such repeal shall not in any wise effect any suit, prosecution or proceeding pending at the time this act shall take effect or any right which the State of Montana may have at the time of the taking effect of this act to claim a tax upon any property under the provisions of the act or acts hereby repealed for which no proceeding has been commenced and where no proceeding has been commenced to collect any tax arising under any act or acts hereby repealed the procedure to collect such tax shall conform to the provisions hereof; nor shall said repeal effect any appeal, right or appeal in any suit pending, or orders fixing taxes existing in this state at the time of the taking effect of this Act.

18. Amend Section 29 by striking out the words "its passage and approval" and inserting in lieu thereof the following: "the 1st day of July, 1921." and as so amended that the same be concurred in.

CONNELLY, Chairman.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that a resolution by Hazelbaker was this day introduced in the Senate, a copy of which is hereto attached, relative to Senate Bill No. 283, by Booth: "An Act authorizing and directing the borrowing of Two Million Dollars (\$2,000,000.00) by the State of Montana, for the purpose of paying outstanding claims and accruing claims, charges and appropriations against the General Fund of the State of Montana, etc."

The President appointed a Conference Committee to confer with a like Committee from the House relative to this Resolution; Senators Booth, Hazelbaker and Paul.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session the following bills:

H. B. No. 172, 112 and 299.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the report of a Joint Conference Committee to whom was referred the Senate Amendments to House Bill No. 54 was presented and read and on motion duly made, seconded and carried, the report was not adopted, and the Secretary directed to advise the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that Mr. resident gave notice and signed in open session the following bills:

House Bills Nos. 358, 80, 377, 381, 260, 170, House J. Res. No. 1.

House Bills Nos. 303, 384, 375, 220, 385, Sub. H. Bill No. 116.

House Bills Nos. 267, 229, 359, Sub. H. B. No. 140, and H. B. No. 387.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were this day read third time, title and history agreed to, and passed, and are herewith transmitted to the House for concurrence in Senate amendments:

Sub. S. B. 97, H. B. 380, Sub. H. B. 113, H. B. 273, H. B. 271, H. B. 270, H. B. 172, H. B. 171, Sub. H. B. 154, H. B. 391, H. B. 393, H. B. 395, H. B. 396.

That the following bills were read third time and concurred in, title agreed to, and are herewith returned to the House:

House Bills Nos. 269, 357, 382, 390, 392, 394, 397, 398, 399, 401, 400, 402.

The following Senate Bills were read third time and passed, title agreed to and are herewith transmitted to the House for concurrence:

Senate Bills Nos. 279, 136, Senate Sub. for H. B. 266, S. B. Nos. 299, S. Sub. for H. B. 32, S. Sub. for Sub. for H. B. 21, S. B. 135, S. Sub. for H. B. 278.

Also H. B. 254 was not concurred in on third reading and same is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the resident appointed the following Conference Committee to act with a like Committees from the House:

H. B. No. 112, Senators Lowe, Junod and Siegfriedt.

H. B. No. 114, Senators Edwards, Burlingame and Parker.

S. B. No. 193, Senators Griffin, Lowe and Donlan.

H. B. No. 115, Senators McCone, Church and Larson.

S. B. No. 297, Senators Burlingame, Parker and Leuthold.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that House Bill No. 32 was reported by the Committee on Taxation with the recommendation that said Bill be not concurred in and said Committee introduced a Substitute Bill, in lieu thereof, therefor the original bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that Standing Committees reported the following bills with the recommendation that same be not concurred in, which reports were adopted, and the bills are herewith returned to the House:

House Bills Nos. 313, 330, 162, 318, 376, 109, and 263.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that in compliance with your request of this date Senate Bill No. 203 is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that Standing Committees reported the following bills with the recommendation that same be not concurred in, which report was adopted, and the bills are herewith returned to the House:

House Bills No. 347, 66, 322, Sub. 179, 351 and 356.

That the Judiciary Committee reported out House Bill No. 266 with the recommendation that the bill be not concurred in and introduced a substitute bill in lieu thereof. Therefor the original bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Judiciary reported H. B. No. 273 by Dowlin of Rosebud: "An Act to amend Section 1 of Chapter 125 of the Session Laws of the Eleventh Legislative Assembly entitled: 'An Act to provide for the assessment of live stock, creating a migratory stock fund, etc.," recommend that said bill be amended by adding after the words "feeding pens" in line 4, page 2, of section 1, the words "or other inclusions", and as so amended the bill be concurred in.

The above report was adopted.

Committee on Judiciary reported H. B. No. 351, by Brockway: "An Act to amend Section 7301 of the Revised Codes of 1907 of Montana, relating to the satisfaction of liens, etc.," recommend that bill be not concurred in.

The above report was adopted.

Committee on Judiciary reported H. B. No. 357, by MacDonald of Flathead: "An Emergency Act authorizing the Board of County Commissioners of any county to fund outstanding indebtedness against a County High School by the issuance of bonds, regulating the issuance of such bonds and providing for the payment thereof, etc.," recommend that said bill be placed on General File.

The above report was adopted.

Committee on Judiciary reported Sub. for H. B. No. 179, by Judiciary Committee: "An Act authorizing city treasurers to appoint such deputies, clerks and assistants as may be allowed by law," recommend that said bill be not concurred in.

The above report was adopted.

Committee on Judiciary reported H. B. No. 322, by Cavanaugh: "An Act to amend Section 3083 of the Revised Codes of the State of Montana of 1907, relating to publication of returns of public administrators," recommend that said bill be not concurred in.

The above report was adopted.

Committee on Judiciary reported H. B. No. 66, by Silver: "An Act to repeal Title XI of Part 11 of the Code of Civil Procedure of the Revised Codes of Montana of 1907, including therein Sections 6986 to 7091 inclusive, of the

Revised Codes of Montana of 1907, and to repeal said sections relating to proceedings in Justices' Courts and to enact in the place of said repealed title and sections, a title to be known as Title XI of Part 11 of the Code of Civil Procedure of the Revised Codes of Montana of 1907, relating to proceedings in Justices' Courts, etc.," recommend that said bill be not concurred in.

The above report was adopted.

Committee on Judiciary reported H. B. No. 266, by Johnson of Silver Bow: "An Act to provide for the registration of electors in counties of the first and second classes, and for the giving of notice to such electors of the times when registration will close and when elections will occur, etc." recommend that Senate Substitute for House Bill No. 266, introduced by Judiciary Committee: "An Act to amend Section 17 of Chapter 122 of the Acts of the Fourteenth Legislative Assembly relating to registration," be substituted therefor, and that said Senate substitute do pass.

The above report was adopted.

The Joint Committee on Constitutional Amendments reported Senate Bill No. 279: "An Act for the submission to the qualified electors of the State of Montana for an amendment to Section 20, Article 7 of the Constitution of the State of Montana, providing that the Governor, Secretary of State and Attorney General shall constitute a State Board of Examiners until other provisions shall have been made by law and prescribing the powers and duties of said State Board of Examiners," recommend that the same do pass.

The above report was adopted.

Also Senate Bill No. 299: "An Act for the submission to the qualified electors of the State of Montana of an amendment to section 15 of the Article XII of the Constitution as amended, etc.," recommend that same do pass.

The above report was adopted.

Also Senate Bill No. 236: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 1 of Article 5 of the Constitution of the State of Montana providing that the operation of measurers referred to the people shall not be suspended pending the holding of an election thereon unless the petition for a referendum is signed by fifty-one per cent of the legal voters in each of the whole number of counties of the State," recommend that same bill do not pass.

The above report was adopted.

Committee on Irrigation and Water Rights reported H. B. No. 97, by Faust, and recommended that the same be amended as follows:

In Section 2, line 6, strike out the words "the State engineer" and insert in lieu thereof the words "its chief engineer."

In Section 4, line 41, strike out the words, "the State engineer" and insert in lieu thereof the words "Its chief engineer".

In Section 70, line 2, after the word "attorneys", insert the word "engineers", and that the same be concurred in as amended.

The above report was adopted.

Joint Committee to whom was referred H. B. No. 206, by Rixon: "An Act to amend Section 3358 Revised Codes of Montana of 1907, relating to annual taxes levies for incorporated cities and towns as amended by Chapter 1 Session Laws 1919 and by Chapter 10 Session Laws Extraordinary Session 1919, report at the Senate Committee agree:

That the Senate recede from its amendment made in the Committee of the whole striking out the word "County", and inserting in lieu thereof the words "city or town".

The Conference Committee agree to following amendment:

In line 7 of the printed bill by striking out the words "treasurer" and inserting in lieu thereof the word "clerk".

RIXON,
WILCOMB,
STOREY,
COOPER,
STEWART of Meagher,
GRIFFIN.

The above report was adopted.

Committee on Public Morals reported H. B. No. 347, by Dodds and Gillette "An Act to establish and maintain a State Stenographic Service Bureau, defining the duties thereof and fixing the compensation of the employees thereof," recommending that same be not concurred in.

The above report was adopted.

Conference Committee appointed to consider House amendments to consider Senate Bill No. 213: "An Act defining and regulating common carrier pipe lines and granting to them the right to eminent domain, etc.," report as follows:

The House agrees to recede from their action amending Section 1, as follows: "Amend Section 1, line 25 of the original bill by striking out the words 'to or for the public for hire' (line 6 of the printed bill)."

Also, the House agrees to recede from the following amendment: "Amend Section 1, subsection 6, lines 29-30 of the original bill (line 9 of the printed bill) by striking out the words 'to or for the public for hire'."

Also House agrees to recede from the following amendments:

"After subsection E of Section 1 add the following new subsections to-wit: (if) owning, operating, or managing or participating in ownership, operation or management under lease, contract or otherwise any pipe line or pipe lines used wholly or in part for the purpose of carrying or transporting crude oil or petroleum from any State lands."

(g). Engaged in producing, transporting or marketing any crude oil or petroleum from the State land, using in connection therewith a pipe line or pipe lines within this State."

Insert the word "whether" between the words "petroleum" and "in" and "is" in line 26 of Section 2 of the original bill (line 28 of the printed bill).

Insert the words "or otherwise" between the words "petroleum" and "is" in line 27 of section 2 of the original bill (line 29 of printed bill).

In line 31 of original bill (line 32 of printed bill) between the words "of" and "purchasing" insert the words "transporting or carrying".

Section 9, line 9 of original bill (line 144 of printed bill) strike out the words "such penalty" and insert in lieu thereof the words "actual damages".

The Senate Committee agrees to concur in the following House amendment:

Insert the word "or" after the word "others" in line 12 of subsection C of original bill (line 18 of printed bill).

In line 18 of Section 1 page 2 of original bill (line 24 of printed bill) strike out the word "above" and insert the word "herein".

Section 3 line 7, page 4 of original bill (line 58 of printed bill) strike out the word "for" and insert the word "in".

Line 21 of page 4 of original bill (line 61 of printed bill) strike out the word "Section 1 of".

Section 9, line 15 of original bill (line 149 of printed bill) strike out the word "violations" and insert in lieu thereof the words "violation of any".

Section 9, line 19 of original bill (lines 152-153 of printed bill) insert between the words "of" and "such" the words "any of".

Section 10, line 28 of original bill (line 157 of printed bill) strike out the word "of" where last appearing in said line and insert in lieu thereof the word "or".

Strike out the new Section 11 as furnished by the Senate Committee of the Whole and insert in lieu thereof the following:

Section 11. Nothing contained in this Act shall be construed as affecting the operation of pipe lines designated and operating as common carriers under the provisions of any law of, or contract with, the United States".

Add a new section after Section 11 to be known as Section 12: "Section 12. If any of the provisions of this Act shall be held unconstitutional, or for any reason shall be held void, such holding shall not have the effect to nullify the remaining parts or revisions of this Act, but the parts not so held to be void shall nevertheless remain in full force and effect."

The Conference Committee agree to submit the following amendments:

In line 153 of the printed bill, between the words "separate" and "offence" add the following: "and district";

Also renumber Section 12 to read Section 13;

Also add a new Section to be numbered Section 14;

"Section 14. This Act shall be in full force and effect from and after its passage and approval."

The House Committee agrees to recede from the following amendment:

Add the following after the word "railroads" at the end of Section 3 to read: "provided that the rights and benefits of this Section shall not accrue to any one failing or refusing to become such common carrier."

HEREN,

BOOTH,

HAZELBAKER.

The above report was adopted by roll call.

Committee on Public Lands reported H. B. No. 369, by Committee on Ways and Means: "An Act to amend Section VI of Chapter 147 of the Eleventh Legislative Assembly of the State of Montana relating to State Lands," recommended that same be reported out without recommendation.

The above report was adopted.

Committee on Finance and Claims reported H. B. No. 382, by Committee on Appropriations: "An Act appropriating the sum of One Thousand Two Hundred Twenty-seven Dollars (\$1,277.00) to F. W. Somers, contractor, in payment of traction work performed in connection with the State Orphan's Home during the years 1917 and 1918," recommend that the same be concurred in.

The above report was adopted.

Committee on Finance and Claims reported H. B. No. 356, by Committee on Appropriations, by request: "An Act to prevent the charging of the State of Montana prices in excess of the market prices of property sold or services rendered to, etc.," recommend that the same be not concurred in.

The above report was adopted.

Committee on Finance and Claims reported H. B. No. 193, by Silver: "An Act providing for the payment of equalized compensation to each soldier who served in the Military or Naval forces of the United States during the war between the United States and the German Empire and its allies, between the first day of April, Nineteen Hundred and Seventeen and the eleventh day of November, Nineteen Hundred and Eighteen; authorizing the State of Montana to become indebted in the sum of Four Million Five Hundred Thousand Dollars (\$4,500,000.00) in excess of the Constitutional limit over and above any bonded indebtedness heretofore incurred or created and for which said State is now obligated; etc.," recommend that the same be concurred in.

The above report was adopted.

Conference Committee reported Substitute for House Bill No. 9: "An Act relating to fish and game and game birds, governing and regulating the issuing of hunting, fishing and trapping licenses, creating a fish and game fund and governing its use, regulating the manner of taking fish and game animals and birds, etc.," recommend that the House concur in the following:

1. Amendment to the title, changing Chapter 172 to 173.

2. Amend Section 5 by striking out "bounty" in line 39.

3. Amend Section 5, lines 6 and 7, by striking out the words "provided, that it shall not be necessary for a member of the Grand Army of the Republic, or his wife to secure such license in order to hunt and fish".

4. Amend Section 1, line 14, by striking out the word "beaver".

5. Amend Section 9, by striking out in line 3 the words: "on his person", and inserting in lieu thereof the words "in his possession".

6. Amend Section 14, after line 24, insert the following: "It shall hereafter be lawful for any one person to catch from the public waters of this State more than fifty fish with a gross weight of more than twenty-five pounds of any one variety of fish designated herein as game fish or more than ten of any one game fish which are less than six inches in length in any one day. It is hereby declared to be the intention of this Act to provide that fifty fish with a gross weight of not more than 25 pounds of any or all of the game fish shall

constitute the limit for a day's fishing. It shall be unlawful for any person to be in possession of more than fifty fish or more than twenty-five pounds gross weight of any kind of game fish at any one time."

7. Amend Section 15, by striking out in lines 15 and 16 the words "Glacier" and "Pondera".

8. Amend Section 15, by striking out in line 1, the word and figure "F" (1st)", and in line two the words "December first" and "November", and in lieu thereof the words and figures "fifteen (15)" in line one, and in line two "November" in lieu of "December" and the words and figures "Fifteenth (15th)" day of October, in lieu of the words and figures "first day of November".

9. Amend Section 15, by adding in line 18, after the word "Flathead" to read as follows: "That portion of Lewis and Clark County, lying north of the north fork of the Dearborn River, both included within a game preserve, in which closed season shall end November 5th".

10. Amend Section 15, by striking out lines 26 and 27, "also so much of the county of Beaverhead as lies west of the main line of the Oregon Short Line".

11. Amend Section 15, by adding in line 17, after the word "Golden Valley" the words "Judith Basin".

12. Amend Section 16, line 3, by inserting after the word "Deer" the words "or who in the open season in any calendar year who shoots, kills or captures or causes to be shot, killed or captured any female deer, or more than one male deer with visible horns".

13. Amend Section 16, line 7, after the word "Gallatin" insert the word "Teton".

14. Amend Section 16, line 7, after the word "Richland" insert the words "Roosevelt", "McCone", "Garfield" and "Valley".

15. Adding a new section to be known as 16(a), and to read as follows: "Destroying evidence of the sex a misdemeanor, or any person killing deer, permitted to be killed by preceding sections, who shall destroy evidence of the sex of the deer, so killed, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished accordingly."

16. Amend Section 19, in line 4, between the words "prairie chicken" and "fool hen" insert the word "Sage hen". Also line 11, between "prairie chicken" and "fool hen" insert the word "sage hen".

17. Amend Section 19 by inserting after the word "Missoula" in line 2, the word "Ravalli".

18. Amend Section 18, line 3, by striking out "sage hen" and "Sage grouse".

19. Amend Section 19, page 13, by inserting after "1923" in line 13, "provided that the fish and game commission shall have the power to open or close any county or portion thereof when upon proper showing by residents to the best interest of fish and game and the people shall be served by opening or closing of such district".

20. Amend Section 20, line 5, by striking out the word and figure "ten (10)" and inserting in lieu thereof the word and figure "Twenty (20)".

The Senate recedes from the following:

1. Amendment to Section 11, by striking out in lines 4 and 5 the word and figure "fifteen (15)" and inserting in lieu thereof the word and figure "eighteen (18)".

2. Amendment to Section 14, by striking out the words "it shall be unlawful to catch any game fish through ice", after the word "hand".

House concurs in Senate amendments, except as heretofore mentioned.

FOSTER,
STEWART, of Meagher.
LEUTHOLD.

The above report was adopted by roll call.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that standing committees reported as follows:

We, your Joint Conference Committee, to consider Substitute for House Bill 115, introduced by the Committee on Revenue and Taxation, being a Bill for Act entitled: "An Act requiring every person, firm, copartnership, association, or stock company, syndicate and corporation engaged in or carrying on the business of producing within this State petroleum or other mineral or crude oil, engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this State any, well or wells from which petroleum or other mineral or crude oil is produced, to pay to the state treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act", beg leave to report and recommend that the House concur in the Senate Amendments, and that the said bill as amended, concurred in.

E. H. COONEY
D. F. RIGGS
E. A. ROULEAU

E. S. BOOTH
B. C. WHITE
F. C. HENDERSON

The above report was adopted.

Joint Conference Committee reported Substitute for House Bill No. 13 and concurred as follows:

That the Senate recede from its amendment to Section 2, as follows:

"At the end of Section 2, add the following: 'Provided, further, that one member of the Commission shall be a farmer, one member shall be a stockman, and one member be a member of a sportsmen's organization.'"

That the House and Senate concur in Senate amendment to Section 4, line page 4, as follows:

"After the word 'Hunting', by inserting the following: 'provided, however, that no refuge, preserve or sanctuary shall be set aside or created by the Commission except that the same be petitioned for by 75% of the actual property owners to be included within the proposed boundaries of said refuge, preserve or sanctuary or in case there are no property owners within the proposed boundaries of said area proposed to be set aside, then by a petition to the Commission signed by 75% of those directly interested or affected financially by the setting aside of said area.'"

That the House and Senate concur in Senate amendment to Section 4, page 5, as follows:

"After the word 'act' by inserting the following: 'After petition has been duly filed with the Secretary of the Commission praying that an area shall be set aside for any purpose or purposes in this section enumerated, the said Secretary shall immediately publish a notice in a paper of general circulation in the County in which said area is proposed, that a hearing in connection herewith will be held at the Court House in said county on a day not less than fifteen days from date of first publication to be specified in said notice, at which time and place all interested parties shall have the right to appear and be heard. In case the area proposed to be set aside is in more than one county, the Commission shall have the right to designate a place in either county, but the notice must be given of a meeting in a paper of general circulation in all counties affected'."

That the amendment of the Senate to Section 7, after the word "warden" on page 31, page 6, adding the following: 'Provided, however, that upon the presentation to the Commission of a proper petition from any defined district, showing the necessity therefor, the Commission may employ for a limited period of time, a special game warden, to patrol,' etc., be amended by striking therefrom that portion thereof, occurring between the words 'however' and 'the Commission may employ'."

And that said amendment be further amended by striking out the words "four dollars and fifty cents (\$4.50)" occurring between the words 'receive in compensation' and 'per day for service', and add in lieu thereof 'such amount as the Commission may allow'."

Which Senate amendment, as hereby amended, will be read as follows:

"At the end of Section 7, after the word 'warden' on line 31, page 6, add the following: 'Provided, however, the Commission may employ for a limited period of time, a special game warden, to patrol said district and enforce the game and fish laws of the State of Montana herein, and to perform such duties in said District as may be prescribed by said Commission for the limited time for which they are so employed, and further, such special deputy game warden shall receive in compensation such amount as the Commission may allow per day for services rendered and actual expenses not to exceed Two (\$2.00) Dollars per day.'"

BROOKS, Chairman House Committee.

FOSTER, Chairman Senate Committee.

LEUTHOLD.

Report adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second times, and referred to Committees designated:

H. B. No. 397, "An Act appropriating money for the payment of deficiency claims arising on account of salaries of district judges for the year ending February 28, 1921." Referred to Committee on Finance and Claims.

H. B. No. 395, "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Finance and Claims.

H. B. No. 394, "An Act appropriating money for the payment of deficiency claims arising out of the operation of certain fish hatcheries for the year ending February 28, 1921." Referred to Committee on Finance and Claims.

H. B. No. 402, "An Act appropriating money to pay a judgment in favor of Banker's Life Company of Des Moines against George P. Porter as State Insurance Commissioner to recover illegally collected fees." Referred to Committee on Finance and Claims.

H. B. No. 400, "An Act appropriating money for the administrative expenses of the Montana State Highway Commission for the two years beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Finance and Claims.

H. B. No. 401, "An Act appropriating money for the administrative expenses of the Montana State Highway Commission for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Finance and Claims.

H. B. No. 271, "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Finance and Claims.

H. B. No. 391, "An Act appropriating money for the operation and maintenance of certain of the State Institutions of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Finance and Claims.

H. B. No. 396, "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the two years beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Finance and Claims.

H. B. No. 270, "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Finance and Claims.

H. B. No. 399, "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923." Referred to Committee on Finance and Claims.

H. B. No. 398, "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921." referred to Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File, respectfully report as follows:

H. B. No. 382 and recommend that same be concurred in.

H. Substitute for S. B. No. 97 and recommend that same be concurred in.

S. Sub. for H. B. No. 278 and recommend that same be placed at the head General File for this afternoon.

S. B. No. 279 and recommend that same do pass.

S. B. No. 209 and recommend that same do pass.

H. B. No. 380 and recommend that same be amended as follows:

Amend Section 1 by striking out in line 3 of the printed bill the words "valuation of all such property", and inserting in lieu thereof the words "taxable valuation of such property as ascertained and determined by taking the percentage the true and full value provided by law for the purpose of Taxation".

Amend Section 2 by striking out in line 3 of the printed bill the words "valuation of all such property" and inserting in lieu thereof the words "Taxable valuation of such property as ascertained and determined by taking the percentage the true and full value provided by law for the purpose of Taxation".

Amend Section 3 by striking out in line 3 of the printed bill the words "valuation of all such property" and inserting in lieu thereof the words "Taxable valuation of such property as ascertained and determined by taking the percentage the true and full value provided by law for the purpose of Taxation and".

Amend Section 4 by striking out in line 3 of the printed bill the words "valuation of all such property" and inserting in lieu thereof the words "Taxable valuation of such property as ascertained and determined by taking the percentage the true and full value provided by law for the purpose of Taxation and".

Amend Section 5 by striking out in lines 2 and 3 of the printed bill the words "valuation of all such property" and inserting in lieu thereof the words "Taxable valuation of such property as ascertained and determined by taking the percentage the true and full value provided by law for the purpose of Taxation and".

Amend Section 6, by striking out in lines 2 and 3 of the printed bill the words "valuation of all such property" and inserting in lieu thereof the words "Taxable valuation of such property as ascertained and determined by taking the percentage the true and full value provided by law for the purpose of Taxation and".

Amend Section 7, by striking out in lines 2 and 3 of the printed bill the words "valuation of all such property" and inserting in lieu thereof the words "Taxable valuation of such property as ascertained and determined by taking the percentage the true and full value provided by law for the purpose of Taxation and".

Amend Section 8 by striking out in lines 2 and 3 of the printed bill the words "valuation of all such property", and inserting in lieu thereof the words "Taxable valuation of such property as ascertained and determined by taking the percentage the true and full value provided by law for the purpose of Taxation and", and amended recommend that same be concurred in.

The above report was adopted.

McCONE, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the following Standing Committees reported as follows:

Joint Conference Committee reported H. B. No. 114, by Committee on Revenue Taxation, "An Act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of producing or manufacturing cement, cement plaster, or gypsum plaster, in the State shall pay

to the State Treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana, etc." recommend that the Senate recede from amendment introduced in the Committee on the Whole in the Senate in line 1 of Section 2, and line 30 of Section 2 and that the other amendments as amended by the Committee on Taxation in the Senate be concurred in.

SAM H. TRELOAR
E. H. COONEY
E. SCHARNIKOW

F. B. CONNELLY
H. A. GALLWEY
W. E. HARMON

Report was not adopted and new Committee appointed.

Joint Conference Committee reported H. B. No. 112, by Committee on Revenue and Taxation, "An Act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of coal mining, or engaged in working or operating any mine or mining property in the State of Montana, from which coal is mined, produced or extracted, to pay to the State Treasurer for engaging in or carrying on such business, etc.", recommend that the Senate recede from the amendment in Section 2, line 26, and that all other amendments be concurred in.

SAM H. TRELOAR
E. H. COONEY
E. SCHARNIKOW

F. B. CONNELLY
H. A. GALLWEY
W. E. HARMON

Report not adopted and new Committee appointed.

Joint Conference Committee appointed to consider H. B. No. 125, by Committee on Revenue and Taxation, "An Act requiring all persons, firms, associations, joint-stock companies, syndicates and corporations engaging in or carrying on the business in this State of selling gasoline and distillate in this State, to pay to the State Treasurer certain license fees for engaging in and carrying on such business in this State, etc.", recommend that the House concur in the Senate amendment to the title by striking out the word "fees" wherever the same occur in the title and insert in lieu thereof the word "taxes".

Also that the House concur in the Senate amendment by striking out the word "fee" or "fees" wherever the same occurs and insert the word "tax" or "taxes".

Also that the House concur in the Senate amendment by striking out wherever the words appear the words "or Montana Tax Commission if such Commission be created by this Assembly."

Also amend Section 14 in lines 5 and 6 of the engrossed bill, by striking out the words and figures "fifty per cent (50%)" and insert in lieu thereof the words and figures "sixty-six and two-thirds (66 2/3%)", and in line 8 strike out the words and figures "fifty per cent (50%)" and insert in lieu thereof the word and figures "thirty-three and one third per cent (33 1/3%)".

JONES,
RICKARD,
DAILY.

HENDERSON,
GREENING,
COWAN,

Members of House Committee. Members of Senate Committee.

The above report was adopted by roll call.

Joint Conference Committee reported Substitute for Senate Bill No. 117 and recommend as follows:

That the House recede from its amendment to Sections 1, 2, and 3, as to the required valuation of the old and new counties, and that the words "eight million" wherever they are found in the original bill be stricken out and the words "six million" be inserted in lieu thereof; and that the words "twelve million" as they appear in the original bill be permitted to stand without change.

And that the Senate concur in all other House amendments submitted to the Senate.

LEUTHOLD
CONE
T. P. STEWART

BOORMAN
ALLEN
JOHNSON, Deer Lodge

The above report was adopted by roll call.

Joint Committee reported H. B. No. 207, by Rixon, "An Act to amend Section of Chapter 89, Acts of the Thirteenth Legislative Assembly, relating to the collection of special assessments and taxes for special improvements within incorporated cities and towns," report as follows:

That the Senate Committee agree that the Senate recede from its amendment made in the Committee of the Whole, striking out the word "County" and inserting in lieu thereof the words "City or Town".

That the House concur in Senate amendment that wherever in said bill the word "city" appears insert thereafter the words "or town".

That your Conference Committee agree to the following amendments:

Amend Section 1 by striking out after the words "county" in line 7 the words "Treasurer" and insert in lieu thereof the word "Clerk".

Strike out in line 12 before the words "as required" the word "Treasurer" and insert in lieu thereof the word "Clerk".

Strike out in line 13 after the word "County" the word "Treasurer" and insert in lieu thereof the word "clerk".

CONE
GIBSON
ANDERSON

McQUARRIE
RODGERS
PEDEN

The above report was adopted by roll call.

Committee on New Counties and Divisions reported H. B. No. 162, by Charles, "An Act to create the County of Cruse, designate its boundaries and provide for its organization and government, and to change the boundaries of Fergus County to conform thereto" recommend that the same be not concurred in.

PAUL, Chairman.
CLARK
CONNELLY
LEUTHOLD

The above report was adopted.

Committee on New Counties and Divisions reported H. B. No. 330, by Dowd, Peden and Scofield, "An Act to create the county of Joe Brown, designating boundaries and providing for its government, and to change the boundaries of Big Horn and Powder River Counties to conform thereto," recommend that same be not concurred in.

The above report was adopted.

Committee on New Counties and Divisions reported H. B. No. 313, by Arnold, "An Act to create the county of Redwater, designate its boundaries, and provide for its organization and government, and to change the boundaries of Dawson, Cone and Richland Counties to conform thereto," recommend that same be not concurred in.

The above report was adopted.

Committee on Engrossed Bills reported Senate Bills Nos. 135 and 136 correctly engrossed.

Committee on Printing reported Sub. H. B. No. 266, Substitute for H. Bills Nos. 21 and 32 correctly printed.

The above reports were adopted.

Committee on Enrolled Bills reported Senate Bills Nos. 223, 289, 228, 103, 153, 7, 180, 177, 155, 211, 221, 208, 186, and 222, and Senate Concurrent Resolution No. 9, correctly enrolled.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

March 3, 1921.

I am directed by the Senate to inform your Honorable Body that upon vote of the Senate, the Senate concurred in House amendments to S. B. Nos. 247 and

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Education reported H. B. No. 197, introduced by Swift, "An Act requiring publication by County Superintendents of Schools of an annual report of the Financial conditions and transactions of school districts", recommend that the same be concurred in.

The above report adopted.

House Bill No. 318, introduced by Committee on Education, "An Act to amend Section 3, 5, and 6 of Chapter 211 of the Session Laws of the Sixteenth Legislative Assembly, relating to the creation of a rural school district", recommend that the same be not concurred in.

The above report was adopted.

Committee on Taxation.

House Bill No. 376, introduced by Skulason, "An Act relating to the assessment and taxation of personal property, including livestock, and repealing Section 2531 of the Revised Codes of Montana of 1907," recommend that the same be not concurred in.

The above report was adopted.

Committee on Taxation. House Bill No. 32, introduced by Bergeson, "An Act to amend Sections 2 and 3 of Chapter 79, Acts of the Fifteenth Legislative Assembly, entitled: 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method of collecting such license fee,' etc., be amended in subdivision 5, Section 1, by striking out the words "the sums other than dividends paid", and insert in lieu thereof the words "and all sums including dividends, refunds or coupons paid or credited," and that Senate Substitute for House Bill No. 32, as amended, do pass.

The above report adopted.

Committee on Judiciary reported H. B. No. 109, introduced by Gullidge, "An Act to amend Sections 1800, 1802, 1803, 1807, and 1812 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly, said Section 1803 having been amended by Chapter 94 of the Session Laws of the Fifteenth Legislative Assembly, relating to textbooks", having had the same under consideration recommend that said bill be not concurred in.

The above report adopted.

Committee on Judiciary reported Sub. H. B. No. 54, introduced by McDonald of Flathead, "An Act to amend Sections 4, 6, 7, 8, 9, 14, and 36 of Chapter 143 of the Fifteenth Legislative Assembly of the State of Montana, relating to intoxicating liquors", recommend that said bill be amended in the following particulars, to-wit:

Amend the title by adding at the end thereof the following: "To authorize the appointment of special officers, defining their powers and duties; providing a law enforcement fund for the purpose of carrying out the provisions of this Act; and repealing all Acts or parts of Acts in conflict herewith."

Amend line 5 of Section 1 of the printed bill by striking out the word "keep".

Amend line 9 of said Section by striking out the words "any quantity greater than one quart".

Amend line 15 of said Section by striking out the word "pass" and insert the word "possess".

Amend line 18 of said Section by inserting a period after the word "distillation": strike out the words "Any person violating".

Amend line 19 by adding after the word "be" the words "deemed guilty of".

Amend line 21 by striking out the word "and" and insert in lieu thereof the word "or".

Amend line 22 by adding after the word "years" the words "or both such fine and imprisonment".

Amend Section 2 of the printed bill by striking out in lines 9 and 10 the words "any quantity greater than one quart".

Amend line 31 by adding after the words "guilty of" the word "maintain".

Amend line 34 by striking out the words "punished as" and inserting in lieu thereof the words "deemed guilty of a".

Amend line 34 by adding after the word "court" the words "and may be punished".

Amend line 35 by striking out the word "and" and inserting in lieu thereof word "or".

Amend Section 3 of the printed bill by striking out in line 5 the words "or Justice of the Peace".

Amend line 10 by striking out the words "or Justice of the Peace".

Amend line 52 by adding after the article "a" the words "private automobile other conveyance or a".

Amend line 52 by adding after the word "dwelling" the words "used or".

Amend by adding at the end of line 56 of said Section a subdivision to be own as Subdivision 3, to read as follows:

(3) That the automobile or other conveyance is being used by the owner thereof for the purpose of transporting, conveying and carrying intoxicating liquors with the intent to sell, barter, or give away and not for his own private use.

Amend Section 4 of the printed bill by inserting a period after the word "hereunder" in line 4, page 6; and strike out, beginning with the word "and" said line, the rest of said line, and all of lines 5 to 15 inclusive.

Amend line 22, page 7, by striking out the words "kept or".

Amend line 27, by striking out all of said line after the word "therein"; and all of lines 28, 29, 30 and line 31 to and including the word "upon" and insert in lieu thereof the word "upon" the word "and".

Strike out in line 31 the word "to" and insert in lieu thereof the word "shall".

Strike out in line 33 the words "kept or".

Amend line 44, page 8, after the word "treasurer" by striking out the words "twenty per cent". Strike out all of lines 45, 46, 47 and 48, and insert in lieu thereof the words "and by him distributed and apportioned as provided in Section 4 of this Act".

Amend said Section, on page 8, by adding after line 61, the following:

The State Board of Examiners, for the purpose of enforcing the liquor laws of the State of Montana, may employ such number of special officers as said board may deem necessary and proper, who shall receive such compensation as the Board of Examiners may prescribe, together with the actual expense necessarily incurred in the discharge of the duties of their office. All accounts for compensation and expenses shall be filed with and approved by the Board of Examiners, and shall be paid out of said Law Enforcement Fund, and no other; provided, however, that no expense of any kind may be incurred by the Attorney General, or by the State Board of Examiners, for the said compensation or expenses in excess of the sum in said law enforcement fund.

"Such special officers shall be appointed in writing by the State Board of Examiners and may be removed at any time by the State Board of Examiners. Every special officer employed under the provisions of this Act shall, before entering upon the discharge of the duties of his office, subscribe to the oath of office prescribed by the constitution, and shall have the same power and authority as possessed by sheriffs and other peace officers of the State.

"Nothing in this Act shall be construed to prevent the employment of special officers by county attorneys when authorized so to do by the county commissioners. Such officers employed by county attorneys shall not be paid out of the law enforcement fund created by this Act."

Amend Section 4, page 9 of the printed bill at line 6, by striking out the words "and confine him in the city, town or county jail" and insert in lieu thereof the words "and to take such person immediately before the court or judge having competent jurisdiction, and there make complaint under oath, charging the offense committed."

Amend lines 17 and 18, page 9, by striking out the words "information or opinion to believe".

Amend line 21 by striking out all of said line after the word "device".

Amend lines 24 and 25 by striking out the words "and shall confine such persons in the city, town or county jail" and insert in lieu thereof the words

"and to take such person immediately before the court or judge having competent jurisdiction, and there make complaint under oath, charging the offense committed."

Amend Section 6 of the printed bill by striking out lines 25, 26, 27 and 28, beginning with the words "and in prosecutions".

Strike out lines 29, 30 and 31.

Amend Section 7 of the printed bill by striking out on page 11, all of lines 3 to 7 inclusive, and inserting in lieu thereof the following:

Section 36. There is hereby created a fund to be known and designated as the Law Enforcement Fund. The proceeds from all fines, penalties, or forfeitures for the violations of the laws relating to intoxicating liquors, and from the sale of all property seized, confiscated and sold under such laws, shall be paid to the County Treasurer, fifty per cent thereof to be credited to the Common School Fund of the county in which such violations occurred, and the remaining fifty per cent thereof to be by the county treasurer transmitted to the state treasurer, and by such state treasurer deposited to the credit of said Law Enforcement Fund."

As so amended, your Committee recommends that said bill be placed in General File without further recommendation on the part of the Committee.

Above report was adopted.

Committee on Judiciary reported H. B. No. 263, introduced by Committee on Education, "An Act to amend Section 105 of Chapter 76 of the Session Laws of the Thirteenth Legislative Assembly as amended by Section 1 of Chapter 13 of the Session Laws of the Sixteenth Legislative Assembly," etc., recommend that said bill be not concurred in.

Above report was adopted.

Helena, Montana.

The Joint Committee on Conference on House Bill No. 47, reported, "An Act to amend Section 49 of Chapter 146 of the Montana Session Laws of 1915, as amended by Section 16 of Chapter 145, Montana Session Laws of 1915, providing for the levy and adjustment of taxes in irrigation districts and changing the extent of the lien created thereby", beg leave to report that we have considered same and recommend that the Senate Amendment thereto be stricken from the Bill and that Section 1 of said original Bill be amended by adding after the word "act" in the last line thereof the following: "not more than Four Dollars per acre shall be levied in any one year on account of administrative expenses including the cost of maintenance and repairs but this provision shall not invalidate any warrant lawfully issued or to be issued; this limitation shall not apply to any district supplying water by means of any system other than a gravity system" and as so amended recommend that the Bill be concurred in.

JUNOD, Chairman Senate Committee.

O'HARA.

The above report was adopted by roll call.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File, respectfully report as follows:

- S. Sub. for H. B. No. 278 and recommend that same do pass.
- S. Sub. for H. B. No. 266 and recommend that same do pass.
- S. Sub. for H. B. No. 21 and recommend that same do not pass.
- S. Sub. for H. B. No. 32 and recommend that same do pass.
- H. B. No. 269 and recommend that same be concurred in.
- Sub. H. B. No. 113 and recommend that same be concurred in.
- H. B. No. 254 and recommend that same be concurred in.
- H. B. No. 273 and recommend that same be concurred in.
- H. B. No. 357 and recommend that same be concurred in.

SLATTERY, Chairman.

Upon motion, duly seconded and carried, H. B. No. 254 was segregated from report and placed on Third Reading.

Upon motion, duly seconded and carried, S. Sub. for H. B. No. 21 was segregated from the report.

The report as amended was thereupon adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

March 3, 1921.

I am directed by the Senate to inform your Honorable Body that: The Committee of the Whole to whom was referred Business on General File, re-

fully report as follows:

H. B. No. 154 and recommend that same be concurred in.

H. B. No. 171 and recommend that same be concurred in.

H. B. No. 172 and recommend that same be concurred in.

H. B. No. 270 and recommend that same be concurred in.

H. B. No. 271 and recommend that same be concurred in.

H. B. No. 390 and recommend that same be concurred in.

H. B. No. 391 and recommend that same be concurred in.

H. B. No. 392 and recommend that same be concurred in.

H. B. No. 395 and recommend that same be concurred in.

H. B. No. 393 and recommend that same be concurred in.

H. B. No. 394 and recommend that same be concurred in.

H. B. No. 396 and recommend that same be concurred in.

H. B. No. 397 and recommend that same be concurred in.

H. B. No. 398 and recommend that same be concurred in.

H. B. No. 399 and recommend that same be concurred in.

H. B. No. 400 and recommend that same be concurred in.

H. B. No. 401 and recommend that same be concurred in.

H. B. No. 402 and recommend that same be concurred in.

The above report was adopted.

GALLWEY, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Joint Conference Committee appointed to consider the amendments to Senate Bill No. 8, by Booth: "An Act amending Section 312 of the Revised Codes of Montana of 1907, relating to the distribution of the reports of the Supreme Court," report that the Senate concur in the amendment in line 4 of the engrossed bill by striking out the words "not less than"; and that the House recede from its amendment in line 5 of the engrossed bill, and that the words "such additional number of copies as may be from time to time directed by the State Board of Examiners" be inserted in lieu thereof, and that as so amended the bill be concurred in.

O'HARA,
KENYON,
SILVER,

Members of the House Committee.

BOOTH,
SLATTERY,
PARKER.

Members of the Senate Committee.

The above report was adopted.

Committee on Finance and Claims reported House Bill No. 172, by Committee appropriations: "An Act appropriating money for the maintenance of certain of the Executive Departments and the Judicial Departments of the State of Montana for two years, beginning July 1, 1921, and ending June 30, 1923," recommend that it be amended as follows: On page 1, lines 27, 28 and 29, by striking out the following words and figures: "For the administration of the Oil Inspection Laws, to be paid from the Oil Inspection Fund Eight Thousand

Nine Hundred and Thirty-five dollars, (\$8,935.00)"; on page 2, lines 24 and 25, by striking out the following words and figures: "Seventy-four Thousand and Hundred and Twenty-five dollars, (\$74,525.00)" and inserting in lieu thereof the following words and figures: "Fifty Thousand Dollars, (\$50,000.00)"; on page 4, lines 21 and 22, strike out the following words and figures: "Seventy-seven Thousand and Twenty-five Dollars, (\$77,025.00)" and insert in lieu thereof the following words and figures: "Fifty-three Thousand Dollars, (\$53,000.00)"; on page two, lines 13 and 14, by striking out the following words and figures: "Fifty-five Thousand Six Hundred and Sixty-five Dollars, (\$45,665.00)", and inserting in lieu thereof the following words and figures: "Forty-nine Thousand and Hundred Forty Dollars, (\$49,240.00)"; on page three, lines 4 and 5 by striking out the following words and figures: "Fifty-one Thousand Five Hundred and Sixty Dollars, (\$51,560.00)"; and inserting in lieu thereof the following words and figures: "For salary and expenses of the Supreme Court Commission, Fifty Thousand Dollars, (\$15,000.00)"; and on page 4, after the following words and figures: "Fifty Thousand Five Hundred and Thirty-five Dollars, (\$50,535.00)", and the following words and figures: "For the Supreme Court Commission, salary and expenses, Fifteen Thousand Dollars, (\$15,000.00)"; and as amended that the bill be concurred in.

The above report was adopted.

Committee on Finance and Claims reported H. B. No. 391, by Committee on Appropriations: "An Act appropriating money for the operation and maintenance of certain of the State Institutions of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923," recommend that the same be amended as follows: On Page 1 by striking out lines 16, 17, 18 and 19; also lines 23, 24, 25 and 26 of page 1; also lines 31 and 32 of page 1; and on page 2 by striking out lines 1, 2, 10, 11, 12 and 13; and page 3, line 2 by striking out the following words and figures: "Eighty Thousand Nine Hundred Sixty Dollars, (\$80,960.00)", and inserting in lieu thereof the words and figures: "Ninety-five Thousand, (\$95,000.00)"; in page 3 strike out lines 19, 20, 21 and 22; on page 3 strike out lines 26, 27, 28, and 29; on page 4, strike out lines 1, 2, 3, and 4; on page 4, strike out lines 8, 9, 10 and 11; on page 4 amend line 20 by striking out the words and figures "Eighty Thousand Four Hundred Dollars, (\$80,400.00)", and inserting in lieu thereof the following words and figures: "Ninety-five Thousand Dollars, (\$95,000.00)", and as amended that the same be concurred in.

The above report was adopted.

Committee on Finance and Claims reported H. B. No. 396, by Committee on Appropriations: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the two years beginning July 1, 1921, and ending June 30, 1923," recommend that it be amended as follows: On page 1, lines 16 and 17, by striking out the following words and figures: "Fifty-nine Thousand Dollars, (\$59,000.00)", and inserting in lieu thereof the following words and figures: "Sixty-two Thousand Dollars, (\$62,000.00)"; and on page 2, lines 14 and 15, by striking out the following words and figures: "Fifty-nine Thousand Dollars, (\$59,000.00)", and inserting in lieu thereof the following words and figures: "Sixty-two Thousand Dollars, (\$62,000.00)", and as amended that the same be concurred in.

The above report was adopted.

Committee on Finance and Claims reported H. B. No. 395, by Committee on Appropriations: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921," recommend that the same be amended as follows: On page 1, line 24, by striking out the words and figures following: "Three Thousand Dollars, (\$3,000.00)", and inserting in lieu thereof the following words and figures: "Four Thousand Dollars, (\$4,000.00)", and page 2, lines 3 and 4 by striking out the following words and figures: "Fourteen Thousand Seven Hundred Fifty

ars. (\$14,750.00)", and inserting in lieu thereof the following words and figures: "Fifteen Thousand Seven Hundred Fifty Dollars, (\$15,750.00)", and as amended that the same be concurred in.

The above report was adopted.

Committee on Finance and Claims reported H. B. No. 171, by Appropriations Committee: "An Act appropriating money for the maintenance of certain of the Executive Departments and the Judicial Department of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921," recommend that the same be amended as follows: On page 2, line 11, by striking out the words and figures "Thirteen Thousand Two Hundred and Forty-two Dollars, (\$3,242.00)", and in lieu thereof insert the following words and figures: "Thirteen Thousand Nine Hundred and Seventeen Dollars, (\$13,917.00)"; and on page line 28, by striking out the words and figures following "Sixteen Thousand Eight Hundred and Fifteen Dollars, (\$16,815.00)", and inserting in lieu thereof the following words and figures: "for the Supreme Court Commission, salary expenses, Five Thousand Dollars, (\$5,000.00)", and as amended that the same be concurred in.

The above report was adopted.

Committee on Finance and Claims reported H. B. No. 393, by Committee on Appropriations: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923," recommend that it be amended as follows: By striking out on page 4, lines 8 and 9, the following words and figures: "Twelve Thousand Two Hundred Dollars, (\$12,200.00)", and inserting in lieu thereof the following words and figures: "for the purpose of employing such numbers of persons as may be deemed necessary, and that they be appointed by the Governor, for the purpose of securing an equitable and just valuation of all property of the State of Montana for taxable purposes, \$25,000.00"; and on page three, lines 9 and 10, striking out the following words and figures: "Twelve Thousand and Two Hundred Dollars, (\$12,200.00)", and inserting in lieu thereof the following words and figures: "For the purpose of employing such numbers of persons as may be deemed necessary, and that they be appointed by the Governor, for the purpose of securing an equitable and just valuation of all property of the State of Montana for taxable purposes, \$25,000.00", and as amended that the same be concurred in.

The above report was adopted.

Committee on Finance and Claims reported H. B. No. 271, by Committee on Appropriations: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921," recommend that it be amended as follows: On page 3, lines 30 and 31, by striking out the following words and figures: "One Thousand Two Hundred and Forty-one Dollars, (\$1,291.00)", and inserting in lieu thereof the following words and figures: "Six Hundred Dollars, (\$600.00)"; on page 4, lines 16 and 17, by striking out the words and figures following "Three Thousand and Seventy-two Dollars, (\$3,072.00)"; and inserting in lieu thereof the following words and figures: "Four Thousand and Seventy-two Dollars, (\$4,072.00)"; and as amended that the same be concurred in.

The above report was adopted.

Committee on Finance and Claims reported H. B. No. 400, by Committee on Appropriations: "An Act appropriating money for the administrative expenses of the Montana State Highway Commission for the two years beginning July 1, 1921, and ending June 30, 1923," recommend that same be concurred in.

The above report was adopted.

Committee on Finance and Claims reported H. B. No. 397, by Committee on Appropriations: "An Act appropriating money for the payment of deficiency claims arising on account of salaries of district judges for the year ending February 28, 1920," recommend that the same be concurred in.

The above report was adopted.

The Committee on Finance and Claims reported H. B. No. 270, by Committee on Appropriations: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana, for the period beginning July 1, 1921, and ending June 30, 1923," recommend that it be amended as follows: In page 3, lines 27 and 28, by striking out the following words and figures: "Five Thousand Thirty-seven Dollars, (\$5,037.00)", and inserting in lieu thereof the following words and figures: "Eighteen Hundred Dollars, (\$1,800.00)"; in page 4, lines 14 and 15, by striking out the following words and figures: "Ten Thousand Eight Hundred and Fifty-two Dollars and Fifty Cents, (\$10,852.50)", and inserting in lieu thereof the following words and figures: "Thirteen Thousand Eight Hundred Fifty-two Dollars and Fifty Cents, (\$13,852.50)"; in page 7, line 23, by striking out the following words and figures: "Six Thousand Two Hundred and Twenty-eight Dollars, (\$6,228.00)", and inserting in lieu thereof the following words and figures: "Eighteen Hundred Dollars, (\$1,800.00)", in page 7, lines 3, 4, and 6 by striking out the following words and figures: "Ten Thousand Eight Hundred and Fifty-two Dollars and Fifty Cents, (\$10,852.50)", and inserting in lieu thereof the following words and figures: "Thirteen Thousand Eight Hundred Fifty-two Dollars and Fifty Cents, (\$13,852.50)"; and as amended the bill be concurred in.

The above report was adopted.

The Committee on Finance and Claims reported H. B. No. 401, by Committee on Appropriations: "An Act appropriating money for the administrative expenses of the Montana State Highway Commission for the period beginning March 1, 1921, and ending June 30, 1921," recommend that same be concurred in.

The above report was adopted.

Committee on Finance and Claims reported H. B. No. 398, by Committee on Appropriations: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921," recommend that same be concurred in.

The above report was adopted.

Joint Conference Committee reported Sub. for H. B. No. 115, by Committee on Revenue and Taxation: "An Act requiring every person, firm, co-partnership, association, joint-stock company, syndicate and corporation engaged in or carrying on the business of producing within this State petroleum or other mineral or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this State any well or wells, etc.," recommend that the House concur in the Senate amendments and that the said bill as amended be concurred in.

The above report was adopted.

Joint Conference Committee reported Senate Bill No. 297, by Legislature: "An Act defining the rights of purchasers of lands at mortgage foreclosure and execution sales, to the possession of such lands and crops growing thereon during the period of redemption," recommend that the same be further amended by striking out the word "but" in line 3; and that the Senate concur in the House amendments.

The above report was adopted by roll call.

Joint Conference Committee of the House and Senate reported, after considering amendments to House Bill No. 120, by McDonald of Flathead, the same being entitled: "An Act amending Section 2692 and 2714 of the Revised Codes of Montana and providing a poll tax on males not the heads of families to be paid into the 'widows' pension fund", report that the Senate recede from all amendments to said bill and that the same be amended by striking from the title the words 'widows' pension fund' and inserting in lieu thereof the words 'poor fund' and by striking from the body of the bill in Section 2 the words

cept that the additional poll tax of Three (\$3.00) Dollars herein, etc.," to conclusion of the said section.

SLATTERY, Chairman of Senate Committee.

McDONALD, of Flathead, Chairman of House Com.

The above report was adopted by roll call.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the pending Committees report as follows:

Committee on Finance and Claims reported H. B. No. 390, introduced by Committee on Appropriations: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921," and recommend that same be concurred in.

Above report adopted.

Committee on Finance and Claims reported H. B. No. 392, introduced by Committee on Appropriations: "An Act appropriating money for the maintenance and operation of certain of the State Institutions of the State of Montana for the period beginning March 1, 1921, and ending June 30, 1921," and recommend that same be concurred in.

Above report adopted.

Committee on Finance and Claims reported H. B. No. 402, introduced by Committee on Appropriations: "An Act appropriating money to pay a judgment in favor of Bankers' Life Company of Des Moines against George P. Porter, State Insurance Commissioner to recover illegally collected fees," and recommend that same be concurred in.

Above report adopted.

Committee on Finance and Claims reported H. B. No. 394, introduced by Committee on Appropriations: "An Act appropriating money for the payment deficiency claims out of the operation of certain Fish Hatcheries for the year ending February 28, 1921," and recommend that same be concurred in.

Above report adopted.

Committee on Finance and Claims reported H. B. No. 399, introduced by Committee on Appropriations: "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923," recommend that the same be concurred in.

Above report adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the resident gave notice and signed in Open Session the following bills:

House Bills Nos. 222, 248, 283, 105, 45, 104, 141, 240, 72, 230, 210, 164, 137, 14, 362, 17, 320, 227, 36, 336, 35, 133, 337, 16, 14, 9, 7, 317, 280, 175 and Senate Bills Nos. 211, 222, 223, 289, 228, 103, 153, 217, 180, 177, 155, 221, 208, 9.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

r. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the committee of the Whole to whom was referred Business on General File respectfully report as follows:

Sub. for H. B. No. 8 and recommend that same be amended as follows:

Amend Section 3 by striking out lines 16, 17, 18, and 19 of the Engrossed bill, and inserting in lieu thereof new sections to read:

"Section 3. Whenever a new county is created it shall have and be entitled to one member of the House of Representatives until otherwise apportioned," and as amended recommend that same be concurred in.

H. B. No. 97 and recommend that same be concurred in.

H. B. No. 369 and recommend that same be not concurred in.

H. B. No. 193 and recommend that same be concurred in.

H. B. No. 197 and recommend that same be concurred in.

Sub. for H. B. No. 54 and recommend that same be concurred in.

The above report was adopted.

LARSON, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the following bill was introduced, read first and second time, and referred to Committee designated:

Sub. H. B. No. 213, by McDonald of Silver Bow: "An Act to regulate the production, manufacture, sale, barter, exchange, distribution, dealing in, giving away, to define drug addiction, to provide for the dispensing, or the disposing in any manner of opium, or coca leaves, their salts, derivatives and preparation for the reporting of drug addicts, to regulate the treatment and provide for the committal of the habitual users of such drugs; to provide that under certain conditions the possession of said drugs shall be unlawful, to provide for the enforcement thereof; making an appropriation for carrying out the provision of this act; providing penalties for its violation, and repealing all Acts in conflict herewith." Referred to Committee on Sanitary Affairs.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the President has appointed as a Conference Committee to act with a like Committee from the House to consider H. B. No. 278, Senators Lowe, Junod and Siegfriedt.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole recommended that House Bill No. 369, be not concurred in, which report was adopted, and the bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and concurred in as amended, title agreed to, and the same are herewith transmitted to the House for concurrence in Senate amendments:

House Bills Nos. 97, Sub. for H. B. No. 8, Sub. for H. B. 54, Sub. for H. B. No. 213.

The following bills were read third time and concurred in, title agreed to and the same are herewith returned to the House:

House Bills Nos. 193 and 197.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Conference Committee reported Senate Bill No. 193: "An Act to amend Section 29 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana, known as the Workmen's Compensation Act, as amended by

Chapter 95, Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to the salary of the Chairman of the Industrial Accident Board," recommend that the House recede from their amendment as striking out the words "Commissioner of Agriculture" and inserting in lieu thereof "the Governor" and the Senate concurs in the House amendment by striking out the words "Forty-five Hundred" and inserting in lieu thereof the words "Five thousand"; committee beg leave to recommend that the same be amended as follows: By inserting after the word "agriculture" the words "labor and industry", and as so amended that the Bill do pass.

The above report was adopted by roll call.

Committee on Sanitary Affairs reported Sub. for H. B. No. 213, by McDonald: An Act to regulate the production, manufacture, sale, barter, exchange, distribution, dealing in, giving away, dispensing or disposing in any manner of opium, coca leaves, their salts, derivatives or preparations, etc.," recommend that the same be amended by striking out House amendment No. 2 and that as amended that the same be concurred in.

The above report was adopted.

Joint Conference Committee reported H. B. No. 112, by Committee on Revenue and Taxation: "An Act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of coal mining, or engaged in working or operating a mine or mining property in the State of Montana, from which coal is mined, produced or extracted, to pay to the State Treasurer," recommend that the Senate recede from the amendments in Section 2, line 26, and that all other amendments be concurred in.

The above report was adopted by roll call.

The Joint Conference Committee appointed to confer on the House amendments to Senate Bill No. 203, by Slattery: "An Act forbidding the payment of the traveling and other expenses of State, County, City and School District officers when in attendance upon any convention, meeting or gathering other than such as that may be required by Law to attend," recommend as follows:

1. That the House amendment to the title be amended to read as follows:

"Or employee of the State, or of any County or City or of any School District"; and we further recommend that the House amendment to line 1 of Section 1. be amended to read as follows:

"Or Employee of the State, or of any county or city or of any school district", and further that the Senate concur in the House amendment added to the end of Section 1.

The above report was adopted by roll call.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that replying to your request of this date, asking for the recall of House Bill No. 283, pleased to be advised that the Secretary of the Senate holds a receipt from the Chief Clerk of the House showing that this bill was delivered to him on March 2, 1921.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File, respectfully report as follows:

Sub. for H. B. No. 213 and recommend that same be concurred in.

Above report was adopted.

FOSTER, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Booth, duly seconded and carried, the Senate requests the return of the engrossed copy of House Bill No. 114 for further consideration.

Replying to your request of this date for the return of H. B. No. 5, Senator Edwards informs the Senate that House Bill No. 5, has been tabled by the Senate and can not be re-referred.

Upon motion of Senator Lowe, duly seconded and carried, the Senate requests the return of Sub. for H. B. No. 278 for further consideration.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that replying to your communication of this date requesting the appointment of a new Conference Committee to consider amendments to House Bill No. 54, please be advised that the Senate refuses to appoint such Committee.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Conference Committee appointed to consider the amendments to H. B. No. 97, inserted by the Senate, reports as follows:

The Senate does not recede from amendments and your Committee unanimously recommends the adoption of the following:

On page 67, after the word "act", insert the following:

"All Acts in conflict herewith are hereby repealed," and as submitted recommend concurrence.

The above report was adopted by roll call.

Committee on Enrolled Bills reported Senate Bills Nos. 126, 247, 278, 113, 117, 202, 136, 203, 194, 141, 297, 169, 231, 241, 22, 8, 290, 256, 73, 130, 216, 139, 213, 103, 115, 205 and 267, correctly enrolled.

The above report was adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session the following bills:

Senate Bills Nos. 115, 205, 213, 193, 139, 216, 141, 297, 231, 169, 241, 8, Sub. 22, 290, 256, 73, Sub. 130, 103, 267, 126, 247, Senate Sub. H. B. 278, Sub. 113, 202, 136, Sub. 117, 203, 194.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the President appointed the following Committee as a Conference Committee to act with a like Committee from the House to consider Sub. H. B. No. 54: Senators Junod, Edwards and Anderson.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the President this day appointed as a Conference Committee to confer with a like Committee from the House relative to Sub. H. B. No. 54, Senators Larson, Stewart of Deer Lodge, and Anderson.

That the President this day appointed as a conference committee to confer with a like committee from the House relative to House Bill No. 97, Senators Edwards, Cooper and Gallwey.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the President appointed as a Conference Committee to act with a like Committee from the House: to consider House Bill No. 172, Senators Larson, Haley and Page.

The President appointed a Conference Committee to act with a like Committee from the House to consider House Bill No. 393, Senators Burlingame, Connelly and Church.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senat to inform your Honorable Body that the President gave notice and signed in open session the following bills:

H. B. No. 391, 197, 171, 392, 388, 11, and Sub. H. J. M. 7. H. B. 125, 373, 374, 78, 397, 258, 390, 400, 401, 395, 398, 269, 394, 399, Sub. H. B. 56, 341, 366, S. Sub. H. B. 266, and S. Sub. H. B. 32.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Lewis, duly seconded and carried, Senate Bills Nos. 135, 136, were placed on Calendar for third reading.

Upon motion of Senator Hazelbaker, and by vote of the Senate, the Senate concurred in House amendments to S. B. No. 267.

Upon motion of Senator Clark, duly seconded and carried, the Senate reconsidered the vote by which Sub. for H. B. No. 8 was reconsidered for non-concurrence.

Upon motion of Senator Clark, duly seconded and carried, H. B. No. 8 was placed on General File.

Upon motion of Senator Cone, duly seconded and carried, H. B. No. 254 was placed on the Calendar for third reading.

H. B. No. 254 was killed on third reading by vote of the Senate.

S. Sub. for H. B. No. 278 passed on third reading by vote of the Senate.

Moved by Senator Pauline, duly seconded and carried, that the Senate concur in House amendments to S. B. No. 126.

Upon motion of Senator Slattery, duly seconded and carried, a Conference Committee was appointed to confer with a like committee from the House on amendments to S. B. No. 203. The President appointed Senators Slattery, Junod and Loy.

Moved by Senator Harmon, duly seconded and carried, that the Senate concur in House amendments to S. B. No. 113.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Conference Committee on Senate Bill No. 193, "An Act to amend Section 29 of Chapter 96 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana, known as the Workmen's Compensation Act, as amended by Chapter 95 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to the salary of the Industrial Accident Board, report as follows:

That the House recede from their amendment as striking out the words "Commissioner of Agriculture" and inserting in lieu thereof "the Governor," and the Senate concurs in House amendment by striking out the words "Forty-five Hundred" and insert in lieu thereof the words "Five Thousand;" your Committee

recommends that the same be amended as follows: by inserting after the word "agriculture" the words "labor and industry," and as so amended that the bill do pass.

The above report was adopted by roll call.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred business on general file respectfully reported as follows:

Sub. for H. B. No. 8 and recommend that same be amended as follows:

Amend Section 3 by striking out lines 16, 17, 18 and 19 of the Engrossed bill and inserting in lieu thereof a new section to read:

"Section 3. Whenever a new county is created it shall have and be entitled to one member of the House of Representatives until otherwise apportioned," and as amended recommend that same be concurred in.

H. B. No. 97 and recommend that same be concurred in.

H. B. No. 369 and recommend that same be not concurred in.

H. B. No. 197 and recommend that same be concurred in.

Sub. for H. B. No. 54 and recommend that same be concurred in.

LARSON, Chairman.

The report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Gallwey, duly seconded and carried, the Senate concurred in House amendments to S. B. No. 202.

Moved by Senator Anderson, duly seconded and carried, that the Senate reconsider the vote by which the report of the Conference Committee on H. B. No. 112 was adopted.

Resolutions on the death of Mrs. Montgomery H. Parker, wife of Senator Parker of Jefferson County was read and ordered spread upon the Journal of the Senate.

Moved by Senator Booth, duly seconded and carried, that the Senate adopt the report of the Conference Committee on H. B. No. 112.

Moved by Senator Heren, duly seconded and carried, that the vote by which H. B. No. 254 was killed on third reading, be re-considered.

Moved by Senator Dearborn, duly seconded and carried, that the Senate concur in House amendments to S. B. No. 103.

Moved by Senator Booth, duly seconded and carried, that the Conference Committee on H. B. No. 114 be directed to meet with the Conference Committee of the House and try to reach an agreement.

Moved by Senator Larson, duly seconded and carried that a Conference Committee be appointed to confer with a like committee from the House on S. Sub. for H. B. No. 278. The President appointed Senators Lowe, Junod and Siegfriedt.

Moved by Senator Heren, duly seconded and carried, that the President appoint another conference committee on H. B. No. 115. The President appointed Senators Cone, Church and Larson.

On motion of Senator Heren, duly seconded and carried the President appointed as a Conference Committee on H. B. No. 113, Senators Gallwey, Connelly and Leuthold.

Moved by Senator Heren, duly seconded and carried, that H. B. No. 283 be returned to the House.

Upon motion of Senator Heren, duly seconded and carried, the President appointed as a conference committee on H. B. No. 270, Senators Slattery, Clark and Coburn.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that by the provisions of Resolutions introduced by Senator Heren, duly seconded and carried, the Secretary of the Senate, the Assistant Secretary of Senate, the Journal Clerk and Assistant Journal Clerk, were employed for a period of fifteen days, the Sergeant-at-Arms and Assistant Sergeant-at-Arms were employed for a like period, the Bill Clerk for a period of ten days, one Assistant Sergeant-at-Arms for a period of five days, after the close of the Session in closing up the affairs of the Senate for the Seventeenth Legislative Assembly.

Also that the Sergeant-at-Arms of the Senate make a complete inventory of all typewriters, files and supplies belonging to the State of Montana, and used by the Senate to be stored in a room in the Capitol building and locked, said inventory to be filed in the office of the Secretary of State, and that none of such property is to be sold or loaned or in any manner disposed of until the opening of the next regular or special session of the Legislative Assembly.

Also that the employees of the Senate be paid four extra days.

Also that the Secretary of the Senate be authorized to compile a complete status of all measures considered by the Senate at a cost of not to exceed One Hundred Dollars (\$100), said status to be mailed to each member of the Senate of the Seventeenth Legislative Assembly.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Connelly, duly seconded and carried, Senator Junod was placed in nomination for President Pro Tem of the Senate. Senator Junod was chosen President Pro Tem of the Senate.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Conference Committee, to whom was referred H. B. No. 114, "An Act requiring every person, firm, association, joint-stock company or corporation engaged in the business of producing or manufacturing cement, cement plaster or gypsum plaster shall pay to the State Treasurer for engaging in or carrying on such business certain license fees for the exclusive use and benefit of the State of Montana, fixing the amount of such license fees, prescribing a method for the assessment and collection thereof and prescribing penalties for the violation of this Act," recommend that same be concurred in as a mistake has been discovered disclosing the fact that the engrossed bill from the House to the Senate contained the provisions sustained by the Senate and with the explanation that the Senate Tax Committee amended the original bill as received from the House and in turn the Committee of the Whole struck out the Committee's amendments leaves the bill in its original form with a few exceptions, the Senate receding from the other amendments.

The above report was adopted.

Joint Conference Committee appointed to consider H. B. No. 270, by Committee on Appropriations, "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923," report that the Senate recede from its amendment by which, on page 3 in lines 28 and 29, the words and figures "Five Thousand Thirty-seven Dollars (\$5,037.00)" were stricken out and the words and figures "Eighteen Hundred Dollars (\$1800.00)" inserted; and recommend the following amendment: that said bill be amended on page 3, lines 27 and 28, by striking out the words and figures, "Five Thousand Thirty-seven Dollars (\$5,037.00)" and inserting in lieu thereof the words and figures "Four Thousand Dollars (\$4,000.00)" and as so amended, the bill be concurred in.

The above report was adopted on roll call.

Conference Committee appointed to consider Sub. for H. B. No. 113 reported that the House concur in Senate amendments, as adopted by Committee on Taxation of the Senate and Committee of the Whole.

The above report was adopted.

Conference Committee appointed to consider H. B. No. 115 reported that the House accept the Senate amendments to said H. B. No. 115.

The above report was adopted.

Joint Conference Committee appointed to consider H. B. No. 393, by Committee on Appropriations, "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1921 and ending June 30, 1923," recommend that the Senate recede from the Senate amendments, which are as follows:

By striking out on page 2, lines 8 and 9, the following words and figures: "Twelve Thousand Two Hundred Dollars (\$12,200.00)" and inserting in lieu thereof the following words and figures: "For the purpose of employing such numbers of persons as may be deemed necessary, and that they be appointed by the Governor for the purpose of securing an equitable and just valuation of all property of the State of Montana for taxable purposes, Twenty-five Thousand Dollars (\$25,000.00)."

And on page 3, lines 9 and 10, by striking out the following words and figures: "Twelve thousand and two hundred dollars (\$12,200.00)", and inserting in lieu thereof the following words and figures: "for the purpose of employing such numbers of persons as may be deemed necessary and that they be appointed by the Governor for the purpose of securing an equitable and just valuation of all property of the State of Montana for taxable purposes, Twenty-five Thousand Dollars (\$25,000.00)"

The House Conference Committee, assuming the position that the Governor has not requested this appropriation, refused to concur, and the Senate Committee, while still maintaining the advisability of their position, and realizing the necessity of scientific knowledge as to the taxation condition of the State, believes and is convinced that the amendments should be sustained, yet, deferring to the position taken by the House, recommends that the Senate recede from the Senate amendments.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Junod, duly seconded and carried, the Senate concur in House amendments to S. Sub. for H. B. No. 278.

Moved by Senator Slattery, duly seconded and carried, that the vote by which the Conference Committee report on H. B. No. 270 was adopted be reconsidered.

Moved by Senator Slattery, duly seconded and carried, that the former report be not adopted.

Joint Conference Committee appointed to consider House Bill No. 270, by Committee on Appropriations, "An Act appropriating money for the operation and maintenance of certain of the State Boards, Commissions and Departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923," recommend that the Senate recede from its amendment by which, on page 3 in lines 27 and 28, the words and figures "Five Thousand Thirty-seven Dollars (\$5,037.00)" were stricken out and the words and figures "Eighteen Hundred Dollars (\$1800.00)" inserted; and recommend the following amendment: That said bill be amended on page 3, lines 27 and 28, by striking out the words and figures "Five Thousand Thirty-seven Dollars (\$5,037.00)" and inserting in lieu thereof the words and figures "Four Thousand Dollars (\$4,000.00)"

And that the Senate recede from its amendment by which, on page 7, line 23, the words and figures "Six Thousand Two Hundred and Twenty-eight Dollars (\$6,228.00)" were stricken out and the words and figures "Eighteen Hundred Dollars (\$1800.00)" inserted in lieu thereof; and that line 23 on page 7 be amend-

ed by striking out the words and figures "Six Thousand Two Hundred and Twenty-eight Dollars (\$6,228.00)" and inserting in lieu thereof the words and figures "Four Thousand Dollars (\$4,000.00)"

And that the House concur in the Senate amendments as follows:

On page 4, lines 14 and 15, by striking out the following words and figures: "Ten thousand eight hundred and fifty-two dollars and fifty cents (\$10,852.50)", and inserting in lieu thereof the following words and figures: "Thirteen thousand eight hundred fifty-two dollars and fifty cents (\$13,852.50)"; on page 8, lines 3, 4 and 5, by striking out the following words and figures: "Ten thousand eight hundred and fifty-two dollars and fifty cents (\$10,852.50)", and inserting in lieu thereof the following words and figures: "Thirteen thousand eight hundred fifty-two dollars and fifty cents (\$13,852.50)"; and as so amended the bill be concurred in.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Slattery, duly seconded and carried, the report of the Joint Conference Committee on H. B. No. 270 was adopted.

Upon motion of Senator Edwards, duly seconded and carried, the President was directed to wire the Congratulations of the Senate of the State of Montana to President Harding and Vice-President Coolidge.

Upon motion of Senator Heren, duly seconded and carried, the President appointed a conference committee on H. B. No. 97 and Sub. for H. B. No. 54.

Conference Committee on H. B. No. 97, Senators Edwards, Cooper and Gallwey, and on Sub. for H. B. No. 54, Senators Larson, Stewart of Deer Lodge and Anderson.

Conference Committee appointed to consider the amendments on H. B. No. 97, inserted by the Senate, report as follows:

The Senate does not recede from amendments and your Committee unanimously recommends the adoption of the following:

On page 67, after the word "Act," insert the following: "All Acts in conflict herewith are hereby repealed," and as submitted recommend concurrence.

Moved by Senator Edwards, duly seconded and carried, that the foregoing report be adopted.

Upon motion by Senator Larson, duly seconded and carried, that the Conference Committee appointed to consider H. B. No. 172 be discharged and a new committee appointed owing to the fact that the former committee had failed to agree with the House committee. The President appointed on such committee, Senators Harmon, Foster and Anderson.

Joint Conference Committee reported H. B. No. 172, by Committee on Appropriations, "An Act appropriating money for the maintenance of certain of the executive departments and the judicial department of the State of Montana for two years, beginning July 1, 1921 and ending June 30, 1923," recommend that the Senate recede from their amendments.

Upon motion of Senator Harmon, duly seconded and carried, the foregoing report was adopted.

Committee on Enrolled Bills reported Senate Sub. for Sub. for H. B. No. 21, Senate Sub. for H. B. No. 226 and Senate Sub. for H. B. No. 32 correctly enrolled.

The above report was adopted.

Upon motion of Senator Edwards, duly seconded and carried, a new Conference Committee was appointed on Sub. for H. B. No. 54. The President appointed Senators Junod, Edwards and Anderson.

Joint Conference Committee to whom was referred the Senate amendments to House Bill No. 54, by MacDonald of Flathead, report as follows:

That the Senate recede from the following amendments:

Amend line 9 of said section by striking out the words "any quantity greater than one (1) quart."

The amendment: Amend Line 21 by striking out the word "and" and inserting in lieu thereof the word "or."

The amendment: Amend Section 2 of the printed bill by striking out in lines 9 and 10, the words "any quantity greater than one (1) quart."

The amendment: Amend line 35, by striking out the word "and" and inserting in lieu thereof the word "or."

And the amendment: Amend line 22, by adding after the word "years," the words "or both such fine and imprisonment," and as so amended the bill be concurred in.

Moved by Senator Junod that the foregoing report be adopted.

Moved by Senator Booth, as a substitute motion, duly seconded and carried, that the report be not adopted and that the Conference Committee be discharged.

Moved by Senator Donlan, duly seconded and carried, that the Secretary notify the House of the action of the Senate on H. B. No. 54.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session the following bills:

House Bills Nos. 271, 382, 206, 357, 207, 270, 380, 393, 120, 396, 402, 115, 47, 273, 114, 193, 112, 172, 299, Sub. for H. B. No. 117, H. Sub. for S. B. No. 97, Sub. for H. B. No. 27, Sub. for H. B. No. 113, Sub. for H. B. No. 8, Sub. for H. B. No. 213 and Sub. for H. B. No. 9.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session the following bills:

Sub. H. B. 154, Sub. H. B. 13, and H. B. No. 97.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body in compliance with your request of this date, requesting the return of Senate Bill No. 135, I do herewith return said Senate Bill No. 135, requesting receipt therefor.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session the following bills:

H. B. 273, 47, 115, 402, 396, 120, Sub. H. B. 8, Sub. H. B. 113, H. B. 393, 380, 270, Sub. H. B. 27, H. B. 207, 357, 206, Sub. H. B. 117, S. B. 103, H. B. 382, 271, and H. Sub. S. B. 97.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that the report of the Joint Conference Committee appointed to make an investigation relative to the disappearance of Senate Bill No. 117, was presented, read and adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

Helena, Montana, March 3, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Heren, duly seconded and carried, a Committee of three was appointed by the President, consisting of Senators Griffin, Slattery and McKay to notify the House that the Senate of the Seventeenth Legislative Assembly has completed its business and was ready to adjourn sine die.

It was further moved by Senator Heren, which motion was seconded and carried, that a Committee of three be appointed by the President, to wait upon the Governor and notify him that the Senate had concluded its business and was ready to adjourn sine die. The Present appointed as such committee Senators Heren, Galloway and Burlingame.

At this time a Committee from the House advising that the House had completed its business and was ready to adjourn sine die was received at the bar of the Senate.

The Committee appointed to wait upon the House reported that they had notified the House that the Senate had completed its business and was ready to adjourn. Also the Committee appointed to wait upon the Governor reported that they had notified the Governor that the Senate had completed its business and was ready to adjourn.

Whereupon, Senator Heren moved that the Senate of the Seventeenth Legislative Assembly adjourn sine die. Said motion was duly seconded and carried, and the Senate of the Seventeenth Legislative Assembly of the State of Montana, stood adjourned sine die at 11:59 P. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the request of the Senate that H. B. No. 380 be returned to Senate, was complied with.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration, Sub. for S. B. No. 113, entitled: "An Act to provide for the formation of co-operative Agricultural or Horticultural Associations, instituted for the purpose of mutual help, and not conducted for profit, and for other purposes," respectfully report as follows:

That Sub. for S. B. No. 113 be amended as follows:

Strike out all of lines 19 to 23 inclusive (printed bill.)

Strike out lines 11, 12, 13, 14, on page 8.

Strike out lines 18 and 19 on page 9.

Strike out lines 20 and 21 on page 10.

Strike out lines 8, 9, 10 in Section 17 on page 11.

Strike out all of Section 18.

Strike out all of Section 20.

Strike out all of Section 21.

Strike out all of Section 22.

Strike out all of Section 26.

Renumber all sections following Section 17.

And when so amended the bill be placed on general orders.

Report adopted.

O'HARA, Chairman.

Mr. Speaker:

We, your Committee on Public Morals, Charities and Reforms, having had under consideration, H. B. No. 62, by Haynes, a bill for an Act entitled: "An Act prohibiting the transportation of intoxicating liquors contrary to law within this State, or from place to place within the State by any conveyance and providing for the seizure and confiscation of all liquors and conveyances used in the transportation thereof, and providing penalties in violation thereof," respectfully report as follows:

That H. B. No. 62 do not pass.

HATHAWAY, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS.

Upon motion of Dowlin of Yellowstone, duly seconded and carried, the House requested the return of S. B. No. 276 from the Senate.

Upon motion of Dowlin of Yellowstone, duly seconded and carried, S. B. No. 276 was placed on General Orders upon its return by the Senate.

THIRD READING OF SENATE BILLS.

S. B. No. 267, by Junod and Hazelbaker, having been read three several times, history and title agreed to, was concurred in by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bergeson, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis & Clark), Brown (Mineral),

Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Geis, Gillette, Goodland, Goodman, Green (Dawson), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reid, Rhoads, Riggs, Rixon, Roberts, Silver, Skulason, Smith, Spencer, Spratt, Swift, Wilcomb, Williams, Mr. Speaker. Total 73.

Noes: MacDonald (Flathead), Scofield. Total 2.

Absent and not voting: Bell, Berglin, Brasier, Charters, Daily, Dodds, Faust, Felton, Green (Flathead), Gullidge, Haskell, King, Lakin, Phelps, Reeves, Rickard, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Shoemaker (Lewis & Clark), Shoemaker (Yellowstone), Sickler, Snell, Stevens, Stoner, Treloar, Troy, Wade, Wallace, Warren, Worden. Total 33.

S. B. No. 247, by Booth, Burlingame, Slattery, Paul, Stewart, Lewis, Coburn and Kirtou, having been read three several times, history and title referred to was concurred in by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kenyon, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Provinse, Ray, Reid, Rhoads, Riggs, Roberts, Rodgers, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Smith, Spencer, Spratt, Stoner, Swift, Troy, Wilcomb, Williams, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Allen, Boorman, Brasier, Carlson, Daily, Felton, Hanson, Haskell, Hills, Jones, Kemp, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Perrine, Reeves, Rickard, Rouleau, Sales, Shoemaker (Lewis and Clark), Sickler, Silver, Skulason, Snell, Stevens, Treloar, Wade, Wallace, Warren, Worden. Total 34.

S. B. No. 73, by Booth, having been read three several times, history and title agreed to was concurred in by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Berglin, Black, Blomquist, Brockway, Brooks, Brown (Lewis & Clark), Buell, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Gillette, Goodman, Green (Dawson), Gullidge, Hanson, Haynes, Hills, Hunter, Kemp, Kenyon, Knudsvig, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Provinse, Reid, Rhoads, Riggs, Rixon, Roberts, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Skulason, Spencer, Spratt, Swift, Wilcomb, Williams, Mr. Speaker. Total 60.

Noes: Bell, Brasier, Brown (Mineral), Carlson, Cavanaugh, Goodland, Green (Flathead), Hathaway, Johnson (Silver Bow), McDonald (Silver Bow), McQuarrie, Perrine, Rouleau, Silver, Smith, Stoner, Troy and Wade. Total, 18.

Absent and not voting: Allen, Bergeson, Bohling, Boorman, Cady, Daily, Fairgrieve, Faust, Felton, Geis, Haskell, Johnson (Deer Lodge), Johnson (Fergus), Jones, King, Lakin, Phelps, Ray, Reeves, Rickard, Rodgers, Scharnikow, Shoemaker (Yellowstone), Sickler, Snell, Stevens, Treloar, Wallace, Warren and Worden. Total, 30.

Sub. S. B. No. 130, by Greening, having been read three several times, title and history agreed to, was concurred in by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Dodds, Dunbar, Dunn, English, Fairgrieve, Felton, Gillette, Goodland, Goodman, Green (Dawson), Hanson, Haynes, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Phelps, Provinse, Ray, Reid, Rhoads, Riggs, Roberts, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Spencer, Spratt, Swift, Wade, Williams, Mr. Speaker. Total, 68.

Noes: Crumbaker, Green (Flathead), Hathaway, Perrine, Smith, Stoner, Troy. Total, 7.

Absent and not voting: Allen, Bergeson, Boorman, Brasier, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Faust, Geis, Gullidge, Haskell, Johnson (Fergus), Jones, King, Lakin, MacDonald (Flathead), O'Hara, Reeves, Rickard, Rixon, Rodgers, Rouleau, Sales, Shoemaker (Yellowstone), Sickler, Snell, Stevens, Treloar, Wallace, Warren, Wilcomb, Worden. Total, 33.

Upon motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker: We, your Joint Conference Committee, having had under consideration, Substitute for House Bill No. 13, recommend as follows:

That the Senate recede from its amendment to Section 2, as follows:

"At the end of Section 2, add the following: "Provided, further that one member of this Commission shall be a farmer, one member be a stockman and one member be a member of a sportsmen's organization."

That the House and Senate concur in Senate amendments to Section 4, line 33, page 4, as follows:

"After the word 'Hunting,' by inserting the following: 'provided, however, that no refuge, preserve or sanctuary shall be set aside or created by the Commission except that the same be petitioned for by 75% of the actual property owners to be included within the proposed boundaries of said refuge, preserve or sanctuary or in case there are no property owners within the proposed boundaries of said area proposed to be set aside, then by a petition to the Commission, signed by 75% of those directly interested or affected financially by the setting aside of said area."

That the House and Senate concur in Senate amendment to Section 4, line 8, page 5, as follows:

"After the word 'act' by inserting the following: 'After petition has been duly filed with the Secretary of the Commission praying that an area shall be set aside for any purpose or purposes in this section enumerated, the said secretary shall immediately publish a notice in a paper of general circulation in the County in which said area is proposed, that a hearing in connection therewith will be held at the Court House in said county on a day not less than fifteen days from date of first publication to be specified in said notice at which time and place all interested parties shall have the right to appear and be heard. In case the area proposed to be set aside is in more than one county the Commission shall have the right to designate a place in either county, but notice must be given of said meeting in a paper of general circulation in all counties affected."

That the amendment of the Senate to Section 7, after the word 'warden' on line 31, page 6, adding the following: 'Provided, however, that upon the presentation to the Commission of a proper petition from any defined district, showing the necessity therefor, the Commission may employ for a limited period of time, a special game warden, to patrol,' etc., "be amended by striking therefrom that portion thereof, occurring between the word 'however' and 'the commission may employ.'"

And that said amendment be further amended by striking out the words "four dollars and fifty cents (\$4.50)" occurring between the words "receive in compensation" and "per day for service." And add in lieu thereof "such amount as the Commission may allow."

Which Senate amendment, as hereby amended, will then read as follows:

"At the end of Section 7 after the word 'warden' on line 31, page 6, add the following: 'Provided, however, the Commission may employ for a limited period of time, a special game warden, to patrol said district and enforce the game and fish laws of the State of Montana therein, and to perform such duties in said District as may be prescribed by said Commission for the limited time

for which they are so employed, and further, such special deputy game warden shall receive in compensation such amount as the Commission may allow per day for services rendered and actual expenses not to exceed two (\$2.00) Dollars per day."

FOSTER, Chairman Senate Committee.

BROOKS, Chairman House Committee.

The above report was adopted by the following roll call:

Ayes: Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buel, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Hunter, Johnson (Silver Bow), Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Province, Ray, Rhoads, Riggs, Rixon, Roberts, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Spencer, Spratt, Stoner, Swift, Troy, Wilcomb, Williams, Mr. Speaker. Total, 78.

Noes: None.

Absent and not voting: Allen, Anderson, Bergeson, Brasier, Dunn, English, Geis, Haskell, Hathaway, Haynes, Johnson (Deer Lodge), Johnson (Fergus), Jones, King, Knudsvig, Reeves, Reid, Rickard, Rodgers, Sales, Scharnikow, Shoemaker (Yellowstone), Sickler, Snell, Stevens, Treloar, Wade, Wallace, Warren, Worden. Total, 30.

We, your Conference Committee, having had under consideration Substitute for House Bill No. 9, a Bill for an Act entitled: "An Act relating to fish and game birds, governing and regulating the issuance of hunting, fishing and trapping licenses, creating a fish and game fund and governing its use, regulating the manner of taking fish and game animals and birds, regulating closed seasons therefor, providing penalties for the violation of this act and repealing sections 1 to 7 inclusive, section 24, section 30 to 33 inclusive, 35, 39, and 40 of Chapter 173 of the Laws of the Fifteenth Legislative Assembly of Montana of 1917 and all Acts and parts of Acts in conflict herewith," beg leave to report the following:

We recommend that the House concur in the following:

1. Amendment to the title, changing Chapter 172 to 173.
2. Amend Section 5, by striking out "Bounty" in line 39.
3. Amend Section 5, line 6, and 7, by striking out the words: "provided it shall not be necessary for a member of the Grand Army of the Republic, on his wife to secure such license in order to hunt and fish."
4. Amend Section 1, line 14, by striking out the word "beaver."
5. Amend Section 9, by striking out in line 3, the words "on his person," and inserting in lieu thereof the words: "in his possession."
6. Amend Section 14, after line 24, insert the following: "It shall hereafter be unlawful for any one person to catch from the public waters of this state more than fifty fish with a gross weight of more than twenty-five pounds of any of the variety of fish designated herein, as game fish or more than ten of any such game fish which are less than six inches in length in any one day. It is hereby declared to be the intention of this Act to provide that fifty fish with a gross weight of not more than 25 pounds of any or all of the game fish shall constitute the limit for a day's fishing. It shall be unlawful for any person to be in possession of more than fifty fish or more than twenty-five pounds gross weight of any kind of game fish at any one time."
7. Amend Section 15, by striking out in line 15 and 16 the words "Glacier" and "Pondera."
8. Amend Section 15, by striking out in line 1, the words and figure "First (1st)" and in line two the words "December first" and "November", and insert in lieu thereof the words and figures "fifteen (15)" in line one. And in line two "November" in lieu of the word "December" and the words and figures "Fifteenth (15th) day of October", in lieu of the words and figures "First day of November."

9. Amend Section 15, by adding in line 18, after the word "Flathead" to read as follows: "That portion of Lewis and Clark county, lying north of the north fork of the Dearborn river, not included within a game preserve, in which closed season shall end November 5th."

10. Amend Section 15, by striking out line 26 and 27, "also so much of the county of Beaverhead as lies west of the main line of the Oregon Short Line."

11. Amend Section 15, by adding in line 17, after the word "Golden Valley" the word "Judith Basin."

12. Amend Section 16, line 3, by inserting after the word "deer", the words "or who in the open season in any calendar year who shoots, kills or captures or causes to be shot, killed or captured any female deer, or more than one male deer with visible horns."

13. Amend Section 16, line 7, after the word "Gallatin" insert the word "Teton."

14. Amend Section 16, line 7, after the word "Richland" insert the words "Roosevelt, McCone, Garfield and Valley."

15. Adding a new section to be known as 16A, and to read as follows: "Destroying evidence of the sex a misdemeanor, or any person killing deer, permitted to be killed by preceding sections, who shall destroy evidence of the sex of the deer, so killed shall be guilty of a misdemeanor, and upon conviction hereof, shall be punished accordingly."

16. Amend Section 19, in line 4, between the words "prairie chicken" and "fool hen", insert the word "sage hen." Also, line 11, between "prairie chicken" and "fool hen" insert the word "sage hen."

17. Amend Section 19 by inserting after the word "Missoula" in line 12, the word "Ravalli."

18. Amend Section 18, line 3 by striking out "Sage hen" and "Sage grouse."

19. Amend Section 19, page 13, by inserting after "1923" in line 13, "provided that the fish and game commission shall have the power to open or close any county or portion thereof when upon proper showing by residents of said district, it shall appear to the fish and game commission that it is to the best interest of fish and game and the people shall be served by opening or closing of such district."

20. Amend Section 20, line 5, by striking out the word and figure "Ten 10)" and inserting in lieu thereof the word and figures "twenty (20)".

The Senate recedes from the following:

1. Amendment to Section 11, by striking out in line 4 and 5 the word and figures "fifteen (15)" and inserting in lieu thereof the word and figures "eighteen (18)".

2. Amendment to Section 14, by striking out the words "it shall be unlawful to catch any game fish through ice," after the word "hand".

House concurs in Senate amendments, except as heretofore mentioned.

M. D. CHATFIELD, Chairman.

ALEX FAIRGRIEVE,

J. A. PERRINE.

Report adopted.

The Joint Conference Committee report on H. B. No. 9 was adopted by the following roll call:

Ayes: Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Fairgrieve, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Silver Bow), Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reid, Rhoads, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Silver, Skulason, Snell, Spencer, Stoner, Swift, Troy, Wallace, Wilcomb, Williams, Mr. Speaker. Total, 73.

Noes: Hathaway. Total, 1.

Absent and not voting: Allen, Anderson, Bergeson, Boorman, Brooks, Crubaker, Daily, Dunbar, English, Faust, Felton, Geis, Haskell, Johnson (Deer Lodge), Johnson (Fergus), Jones, King, Knudsvig, Ray, Reeves, Rickard, Riggs, Roulet, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickles, Smith, Spratt, Stevens, Treloar, Wade, Warren, Worden. Total, 34.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 396, 386, S. B. 213, 399, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill 202, entitled: "An Act to provide for the establishment of the part-time schools and classes and to compel attendance of minors less than eighteen years of age upon such schools and classes and to provide punishment for the violation thereof, and to repeal Chapter 133 of the Session Laws of the Sixteenth Legislative Assembly," respectfully report as follows:

That S. B. No. 202 be amended as follows and be concurred in:

Amend Section 5 by striking out in line 3 the word "ten" and inserting in lieu thereof the word "six".

Amend Section 10 by striking out in line 5 the words following the word "employed" and all of lines 6, 7, 8 and 9 to the word "and".

Amend Section 13, line 3 by striking out the words following the word "shall" and the remainder of the section and insert the following: "be accepted in lieu of attendance at a district part-time school, provided, however, that on those schools shall be deemed schools of an established reputation, which have been accredited by the State Department of Public Instruction."

Amend Senate Bill 202 by adding a new section to be numbered Section 14 and to read as follows:

"Section 14. Any school district of the first class in which there shall reside or be employed, or both, not fewer than fifteen (15) children over fourteen (14) years of age and less than eighteen (18) years of age, who have entered upon employment shall establish and maintain part-time schools or classes for such employed children. When a county high school is located in a district of the first class, and functions in place of a district high school, such county high school shall establish part-time schools or classes and share equally in maintenance for such classes with the district in which such high school is located.

Amend Senate Bill 202 by adding a new Section to be numbered as Section 15 and to read as follows:

"Section 15. Every school district of the first or second class, or county high school maintaining a high school in a school district of the first and second classes shall take each year a continuing part-time school census of all boys and girls between the ages of fourteen (14) and eighteen (18) years and render report of the same to the State Superintendent of Public Instruction, on or before February first of each year. Such report shall show the total number of school census children and the distribution of school census children as follows: Number attending school, number at work, number idle, number graduate from high school.

Amend Senate Bill 202 by renumbering the remaining Sections to read Sections 16 and 17.

And when so amended the bill be concurred in.

Report adopted.

GULLIDGE, Chairman.

Upon motion of Buell, duly seconded and carried, House reconsidered its action taken yesterday, whereby the adverse report of Committee on Education on S. B. No. 203 was adopted.

Upon motion of Buell, duly seconded and carried, Senate was requested to return S. B. No. 203 for further consideration, and the Clerk of the House was instructed to make the request.

THIRD READING OF HOUSE BILLS.

Upon motion by Crumbaker, duly seconded and carried, the House deferred action upon H. B. No. 380 for one hour.

Upon motion by O'Hara, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Snell in Chair.

House resumed.

Mr. Speaker in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Business on General Orders, respectfully report as follows:

Substitute for H. B. No. 213 be concurred in with the following amendment:

Section 1. Amend Substitute for H. B. No. 213, Section 1, page 1, line 8 by adding after the word "Act" the words "provided that nothing in this Act shall be construed as preventing a dentist or veterinary surgeon, duly licensed to practice in Montana, from obtaining, on Federal Government permits, for use in his practice, the drugs or narcotics mentioned in this Section".

Section 2. Amend Substitute for H. B. No. 213, Section 3, page 2, lines 2 and 13 by striking out the words "unless the due issuance and correctness hereof be first verified".

Section 3. Amend Substitute for H. B. No. 213, Section 3, page 2, line 4, by inserting after the word "Montana" the following: "or by a veterinary surgeon duly licensed to practice in Montana."

Section 4. Amend Substitute for H. B. No. 213, Section 3, page 2, line 8, by inserting after the word "issued" the following: "and when prescribed by a duly licensed veterinary surgeon, shall indicate in addition, the kind of animal or the treatment of which such written prescription is issued and the name and address of the owner thereof."

Amend Substitute for H. B. No. 213, Section 4, page 3, line 1, by inserting after the words "duly licensed physician" the words "or veterinary surgeon" and by striking out in line 4 of said Section, the words "or veterinary surgeon."

Section 5. Amend Substitute for H. B. No. 213, Section 5, page 4, line 2, by inserting after the word "employees" the following "and all officers, agents and employees".

Section 12. Amend Substitute for H. B. No. 213, Section 12, page 9, line 10, by inserting after the word "Montana" the following: "or by a dentist or veterinary surgeon."

Senate Bill No. 126 be concurred in with the following amendment:

Strike out all of lines 10 and 11 of section 7.

Senate Bill No. 231 be concurred in.

S. B. No. 169 be concurred in.

S. B. No. 297 be concurred in with the following amendment: By striking out all of section one following the word "but" in line 3 of said section.

Sub. S. B. No. 218 have the enacting clause stricken therefrom.

S. B. No. 119 be concurred in.

Sub. S. B. No. 113 be concurred in.

S. B. No. 202 be concurred in.

S. B. No. 276 be concurred in.

Report adopted.

SNELL, Chairman.

On motion the House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker: We, your Joint Conference Committee, to consider Substitute for House Bill No. 115, introduced by the Committee on Revenue and Taxation, being a Bill for an Act entitled: "An Act requiring every person, firm, copartnership, association, joint-stock company, syndicate and corporation engaged in or carrying on the business of producing within this state petroleum or other mineral or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this state any

well or wells from which petroleum or other mineral or crude oil is produced to pay to the State Treasurer for engaging in and carrying on such business certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provision of this Act," beg leave to report and recommend that the House concur in the Senate Amendments, and that the said bill as amended, be concurred in.

COONEY,
RIGGS.
ROULEAU.
HENDERSON.
WHITE,
BOOTH.

The report of the Joint Conference Committee on H. B. No. 115 was rejected by the following roll call:

Ayes: Austin, Beley, Berglin, Brown (Lewis and Clark), Cady, Charter Cooney, Covell, Daily, Dunbar, Dunn, English, Faust, Geis, Goodman, Gullidge, Hathaway, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Lakin, McDonald (Silver Bow), McQuarrie, Northey, Penewell, Rhoads, Rickard, Riggs, Robert Rodgers, Rouleau, Silver, Spratt, Stevens, Treloar, Troy, Wade, Wallace, Mr. Speaker. Total, 39.

Noes: Anderson, Arnold, Bell, Bergeson, Blomquist, Brockway, Brown (Mineral), Buell, Carlson, Cavanaugh, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Felton, Gillette, Goodland, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Hunter, Jones, Kenyon, Knudsvig, Larson, MacDonald (Flathead), Ogden, O'Hara, Parsons, Peden, Perrine, Reeves, Reid, Rixon, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Snell, Spencer, Stoner, Swift, Williams. Total, 50.

Absent and not voting: Allen, Black, Bohling, Boorman, Brasier, Brooks, Chatfield, Haskell, Johnson (Fergus), King, Phelps, Provinse, Ray, Scharnikow, Shoemaker (Yellowstone), Sickler, Warren, Wilcomb, Worden. Total, 19.

MOTIONS AND RESOLUTIONS.

Upon motion by Conser, duly seconded and carried, a new Committee was appointed to act with a like Committee from the Senate relative to Senate amendments on Sub. H. B. 115, as follows: Gullidge of Prairie, Green of Dawson, and Charters of Fergus.

Upon motion by Gullidge, duly seconded and carried, S. B. No. 203 was referred to Committee on Appropriations.

Upon motion by McDonald of Silver Bow, duly seconded and carried, Substitute H. B. No. 213, was reported properly engrossed and placed on Third Reading.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Clark, duly seconded and carried, the Senate requests the return of House Bill No. 8, for further consideration.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Upon motion by Dillavou, duly seconded and carried, the Senate requests for the return of H. B. No. 8, was complied with.

Upon motion, House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker: We, your Joint Conference Committee, having had under consideration H. B. No. 206, introduced by Rixon: "A Bill for an Act entitled: 'An Act to amend Section 3358, Revised Codes of Montana of 1907, relating to Annual Tax Levies for Incorporated Cities and Towns as amended by Chapter 1 Session Laws 1919 and by Chapter 10 Session Laws Extraordinary Session 1919,' respectfully report as follows:

That on H. B. No. 206 the Senate Committee agree:

That the Senate recede from its amendment made in the Committee of the Whole striking out the word "county" and inserting in lieu thereof the words "city or town."

The Conference Committee agree to the following amendment: In line 7 of the printed bill by striking out the word "treasurer" and inserting in lieu thereof the word "clerk."

* RIXON, Chairman,
WILCOMB,
STONER,
COOPER, Chairman,
STEWART of Meagher,
GRIFFIN of Blaine.

The Joint Conference Committee report on H. B. No. 206 was adopted by the following roll call:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brockway, Brown (Lewis and Clark), Cady, Carlson, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Pratt, Stoner, Swift, Treloar, Troy, Wilcomb, Williams, Mr. Speaker. Total, 83.

Noes: None.

Absent and not voting: Allen, Boorman, Brasier, Brooks, Brown (Mineral), Duell, Cavanaugh, Charters, Dunbar, Fairgrieve, Faust, Geis, Haskell, Johnson (Silver Bow), King, Phelps, Ray, Rhoads, Scharnikow, Sickler, Stevens, Wade, Wallace, Warren, Worden. Total, 25.

Upon motion by Gullidge, duly seconded and carried, Cavanaugh of Silver Bow was given the privilege of the floor of the House, and thereupon in behalf of the members of the Seventeenth Legislative Assembly, presented a handsome, beautifully engraved watch to Speaker Gibson, and in presenting it, made the following address to the Speaker:

Mr. Speaker, and Members of the House: I consider a very rare honor has been conferred upon me by the Members of this Assembly. I do not know that I can find words to express my appreciation of that honor. Justice and courage have been attributes which have always commended men to the confidence and respect of their fellow citizens. Justice implies patience and consideration always for the rights of the other fellow. It means a fair and conscientious consideration of any subject which may be presented, and a fair and impartial decision upon that subject. These qualities are commendable in any man, but in a Speaker of a deliberative assembly they are essential to success. We have been very happy in our selection of a Speaker of this Assembly. He possesses in a great degree those qualities which make a good officer for a deliberative assembly. He has led us with a firm but kindly hand through the mazes of our deliberation, and has seasoned them with quaint humor and quiet wit. These are the qualities that commend him to our consideration. Now, gentlemen, courage is not always that quality which enables us to withstand the onslaughts of our enemies. Since I have been in this Assembly I have come to know that it takes a finer kind of courage to withstand the entreaties and solicitations of our friends. It is a beautiful thought that in this land of equal opportunities, no matter how humble of origin a man may be, by service and love he may arise to the highest pinnacles of honor and renown. Now, Mr. Speaker, I will not take up any more of your time. The members of this Assembly—not a minority of them, not a majority of them—but all of the Members of this Assembly have banded together to procure a simple token of our respect for you. I have been appointed to present that token to you as a token of our respect and admiration. While I am on my feet I wish to say for all the Members of the delegation from

Silver Bow county, that we are extremely grateful to the Members of this Assembly for the consideration they have paid us throughout the consideration and deliberations of this Whole Assembly. We want all of you to go back to your homes with a kindlier feeling in the future for Silver Bow and her citizens than you have had in the past. I thank you. (Applause). (Hereupon Mr. Cavanaugh presented the Speaker with an elegant gold watch).

The Speaker responded as follows: Mr. Cavanaugh and Members of the House of Representatives: This surprises me very much. It is needless to say that the kindly remarks concerning my work here for the past sixty days which you have deeply touched me. It is perhaps but natural that I like to have the respect and esteem of my fellows, but I want much more than their respect and esteem to deserve that respect. If my work among you and with you in the past sixty days does not entitle me to any great measure of the esteem which Mr. Cavanaugh has intimated that you hold for me, I assure you I appreciate it most highly, and I thank you most sincerely. Coming—as this does—as an absolute surprise to me, I am not prepared to say and cannot say the words that I would like in thanking you for this beautiful gift. I want to thank the Members now for the many kindly things that you have done for me. The many courtesies that you have shown me in the past sixty days, and during the time of my recent illness. I can say to you now what the other evening, as I came back from my illness, I could not say in response to the reception that you gave me. It touched me so deeply that I could not at that time respond; and I am hardly able to respond at this time. But I can only say to you that I believe that my work among you has merited—and I hope I may continue to merit—some degree your respect and esteem, and I thank you for this token of your kindness from the bottom of my heart. (Applause).

Upon motion of Gullidge, duly seconded and carried, the privilege of the floor was given Mr. Skulason at this time.

Mr. Speaker, and Members of the House of Representatives:

With the gentleman from Silver Bow, I am especially mindful of the honor which is now being conferred upon me by the Members of this Assembly. I wish to say to you, Mr. Speaker, and to you, the gentleman from Flathead, or Speaker Pro Tem, that there is probably no better place or time so short as sixty days that gives one an adequate opportunity to form a sound opinion of the worth of a man than the House of Representatives of a State, or the session of a Legislature of any State. You ask, what is the worth of a man? The worth of a man in my mind consists, first, of his ability. Ability is that which in the first place is endowed, and in the second place is strengthened by application and constant work. That in part is the worth of a man. But the major portion, to my mind, and the most important part of the worth of a man is his integrity. A man may be ever so bright, may be ever so capable, may be ever and ever so many things, but if he lacks in any way in integrity and fairness, you will have to subtract a large portion from the worth of that man. Now after we have gone through this session—we are almost through—we are beginning to see, I believe—after we have worked as we have worked, and as we have opposed each other once in a while—I believe we are beginning to see each and every man in this Assembly stand out in his proper place. Now, to you, our Speaker Pro Tem, I wish to say that the Members of this House have collected a little token—it is just a little token—the value of which is not measured in dollars and cents. It is something that we know that you, Sir, will keep. It is something that we know that when you look at it, you will think of the Members of this assembly. With the trust that all of your thoughts of us will be kindly and happy, we hand this to you now as an estimate of your worth and as a certificate that we have found in you a worthy man, a man of ability, and a man of absolute integrity. (Applause). On the part of the boys of this House and the girl from Ravalli. (Laughter and applause).

The Speaker Pro Tem responded as follows: Mr. Speaker, and Mr. Skulason: I rather anticipated that we would do something for our Speaker, but for myself I have felt that I have been honored by being selected as your Speaker Pro Tem, and that any further honor would be unnecessary. I was just wondering today if it was not about time we made arrangements for something for our Speaker tonight, as it has been customary in days gone by to present

aker—not the Speaker Pro Tem, but the Speaker—with some token of our appreciation. I feel that I have—as I have stated—that I have been amply honored by being associated as Speaker Pro Tem with such a splendid body of men and the lady from Ravalli. It has been my good fortune to be in three assemblies. I wish to assure you that I have never met with better people in my life. I want to say that I will cherish this as a token of the friendship—enduring friendship—that I have established in the last sixty days in the Montana Legislature. As I look at this beautiful watch, I am sure that the faces of my friends will radiate therefrom, and I will remember you in the years to come as the finest assembly I have ever had the honor to associate with. My friends, I want to thank you from the bottom of my heart for this token of your friendship and esteem. (Applause).

Upon motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker: We, your Joint Committee, having had under consideration B. No. 207, introduced, by Rixon, a Bill for an Act entitled: "An Act to amend Section 27 of Chapter 89, Acts of Thirteenth Legislative Assembly, relating to collection of Special Assessments and Taxes for Special Improvements within Incorporated Cities and Towns," do respectfully report as follows:

That the Senate Committee agrees that the Senate recede from its amendments made in the Committee of the Whole, striking out the word "county" inserting in lieu thereof the words "City or Town".

That the House concur in Senate Amendment that wherever in said bill the word "city" appears insert thereafter the words "or town".

That your Conference Committee agree to the following amendments:

Amend Section 1 by striking out after the words "county" in line 7 the word "Treasurer" and insert in lieu thereof the word "Clerk".

Strike out in line 12 before the words "as required" the word "Treasurer" insert in lieu thereof the word "Clerk".

Strike out in line 13 after the word "County", the word "Treasurer" and insert in lieu thereof the word "clerk".

CONE,
GIBSON,
ANDERSON,
RODGERS,
McQUARRIE,
PEDEN.

The report of the Joint Conference Committee on H. B. 207 was adopted and the following roll call:

Ayes: Anderson, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohm, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Buell, Cady, Carlisle, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Davou, Dodds, Dunn, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Gooden, Green (Dawson), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, McQuarrie (Silver Bow), McQuarrie, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sureau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Spratt, Stoner, Troy, Wade, Wallace, Williams, Mr. Speaker. Total, 81.

Noes: None.

Absent and not voting: Allen, Arnold, Beley, Brooks, Brown (Mineral), Givlin (Rosebud), Dowlin (Yellowstone), Felton, Green (Flathead), Gullidge, Skell, Johnson (Silver Bow), King, MacDonald (Flathead), Northey, Perrine, Scharnikow, Sickler, Silver, Snell, Stevens, Swift, Treloar, Warren, Willob, Worden. Total, 27.

Upon motion of Gullidge, duly seconded and carried, the House recessed at 2:30 P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in Chair.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Joint Conference Committee, having had under consideration H. B. No. 112, introduced by Committee on Revenue and Taxation entitled: "An Act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of coal mining or engaged in working or operating any mine or mining property in the State of Montana, from which coal is mined, produced or extracted to pay to the State Treasurer for engaging in or carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof and prescribing penalties for violations of the provisions of this Act," beg leave to report and recommend that the Senate recede from the amendment in Section 2, line 26. and that all other amendments be concurred in.

TRELOAR,
COONEY,
SCHARNIKOW,
CONNELLY,
GALLWEY,
HARMON.

The report of the Joint Conference Committee on H. B. No. 112 was adopted by the following roll call:

Ayes: Beley, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brewster, Brooks, Brown (Lewis and Clark), Cady, Charters, Cooney, Covell, Daily, Dowlin (Yellowstone), Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (at head), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (at head), McDonald (Silver Bow), Northey, Ogden, Parsons, Penewell, Provost, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Scharnikow, Scofield, Smith, Sell, Spencer, Spratt, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Mr. Speaker. Total, 62.

Noes: None.

Absent and not voting: Allen, Anderson, Arnold, Austin, Bell, Black, Brown (Mineral), Buell, Carlson, Cavanaugh, Chatfield, Conser, Crumbaker, Dill, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Goodland, Green (Dawn), Haskell, Hathaway, Johnson (Silver Bow), King, McQuarrie, O'Hara, Peden, Ferri, Phelps, Ray, Rickard, Rodgers, Rouleau, Sales, Sandy, Shoemaker (Livestock and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Stevens, Stettin, Swift, Warren, Worden. Total, 46.

Mr. Speaker: We, your Joint Conference Committee, having had under consideration House Bill No. 114, introduced by Committee on Revenue and Taxation, entitled: "An Act requiring every person, firm, association, joint-stock company, and corporation engaged in or carrying on the business of producing or manufacturing cement, cement plaster, or gypsum plaster, in the State of Montana, to pay to the State Treasury for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof, and prescribing penalties for violations of the provisions of this Act," beg leave to report with recommendation that the Senate recede from the amendment introduced in the Committee of the Whole in the Senate in line 1 of Section 2, and line 30 of the Section 2, and the other amendments amended by the Committee on Taxation, in the Senate, be concurred in.

TRELOAR,
PAUL,
SCHARNIKOW,
CONNELLY,
GALLWEY,
HARMON.

The report of Joint Conference Committee on H. B. 114, was adopted by following roll call:

Ayes: Beley, Bell, Allen, Bergeson, Berglin, Black, Blomquist, Boorman, Bier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Hills, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Reeves, Reid, Rhoads, Riggs, Rixon, Roberts, Rodgers, Sales, Scharnikow, Shoemaker (Lewis and Clark), Silver, Snell, Spencer, Spratt, Treloar, Wade, Wallace, Wilcomb, Williams, Mr. Speaker. Total, 76.

Noes: None.

Absent and not voting: Anderson, Arnold, Austin, Bohling, Brown (Mineral), Brown, Charters, Chatfield, Crumbaker, Dodds, Dowlin (Rosebud), Dunn, Felton, Goodland, Hanson, Haskell, Johnson (Silver Bow), MacDonald (Flathead), McQuarrie, Phelps, Rickard, Rouleau, Sandy, Shoemaker (Yellowstone), Sickler, Skulason, Smith, Stevens, Stoner, Swift, Warren, Worden. Total, 32.

Mr. Speaker: We, your Joint Conference Committee, having had under consideration Substitute for Senate Bill No. 117, recommend as follows:

That the House recede from its amendments to Section 1, 2, and 3, as to required valuation of the old and new counties and that the words "eight million" wherever they are found in the original bill be stricken out and the words "six million" be inserted in lieu thereof; and that the words "twelve million" as they appear in the original bill be permitted to stand without change.

And that the Senate concur in all other House amendments submitted to the Senate.

LEUTHOLD,

CONE,

F. P. STEWART,

BOORMAN,

ALLEN,

JOHNSON of Deer Lodge.

The report of the Joint Conference Committee on Substitute S. B. 117, was adopted by the following roll call:

Ayes: Allen, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Bier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cavanaugh, Charters, Conser, Cooney, Covell, Dillavou, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Mr. Speaker. Total, 80.

Noes: Anderson. Total, 1.

Absent and not voting: Arnold, Austin, Black, Cady, Carlson, Chatfield, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Felton, Geis, Goodland, Haskell, Johnson (Deer Lodge), Johnson (Silver Bow), McQuarrie, Northey, Phelps, Sales, Sandy, Shoemaker (Yellowstone), Sickler, Silver, Wallace, Warren, Worden. Total, 27.

Mr. Speaker: We, your Joint Conference Committee, appointed to consider House Bill No. 125, introduced by the Committee on Revenue and Taxation, being all for an Act entitled: "An Act requiring all persons, firms, associations, stock companies, syndicates and corporations engaging in or carrying on business in this state of selling gasoline and distillate in this state, to pay the State Treasurer certain license fees for engaging in and carrying on such business in this state, fixing the amount of such license fees; providing a method for the assessment, collection and disposition thereof; and prescribing penalties for

the violation of this Act," beg leave to report that the House concur in the Senate amendments to the title by striking out the word "fees" wherever the same occurs in the title, and insert in lieu thereof the word "taxes".

Also that the House concur in the Senate amendment by striking out the word "fee" or "fees" wherever the same occurs and insert the word "tax" or "taxes".

Also that the House concur in the Senate amendment by striking out wherever the words appear "or Montana Tax Commission if such Commission be created by this Assembly."

Also amend Section 14, in line 5 and 6 of the engrossed bill, by striking out the words and figures "fifty per cent. (50%)" and insert in lieu thereof the words and figures "sixty-six and two-thirds per cent (66 2-3%)", and in line 8 strike out the words and figures "fifty per cent. (50%)" and insert in lieu thereof the words and figures "thirty-three and one-third per cent. (33 1/3%)".

HENDERSON,

GREENING,

COWAN,

Members of Senate Committee

JONES,

RICKARD,

DAILY,

Members of House Committee

The report of the Joint Conference Committee on H. B. 125 was adopted by the following roll call:

Ayes: Allen, Anderson, Arnold, Bell, Bergeson, Berglin, Bohling, Braer, Brockway, Brown (Lewis and Clark), Buell, Charters, Cooney, Covell, Dillavou, Dowlin (Yellowstone), Dunn, English, Faust, Gillette, Goodland, Godman, Green (Flathead), Hills, Johnson (Deer Lodge), Johnson (Fergus), Kip, Kenyon, Lakin, MacDonald (Flathead), McDonald (Silver Bow), McQuade, O'Hara, Penewell, Ray, Reeves, Rhoads, Rickard, Riggs, Roberts, Sales, Schankow, Scofield, Shoemaker (Lewis and Clark), Silver, Snell, Stevens, Trear, Troy, Wade, Wallace, Mr. Speaker. Total, 53.

Noes: Beley, Blomquist, Brown (Mineral), Cady, Cavanaugh, Chatfield, Conser, Crumbaker, Dodds, Green (Dawson), Gullidge, Hanson, Hathaway, Hayes, Hunter, King, Knudsvig, Larson, Northey, Ogden, Peden, Perrine, Provinse, Rix, Rixon, Rouleau, Skulason, Spencer, Spratt, Swift, Williams. Total, 31.

Absent and not voting: Austin, Black, Boorman, Brooks, Carlson, Dolin (Rosebud), Dunbar, Fairgrieve, Felton, Geis, Haskell, Johnson (Silver Bow), Jones, Parsons, Phelps, Rodgers, Sandy, Shoemaker (Yellowstone), Sickler, Smith, Stoner, Warren, Wilcomb, Worden. Total, 24.

STANDING COMMITTEE REPORTS.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Appropriations having had under consideration S. B. No. 203, by Slattery, entitled: "An Act forbidding the payment of the traveling and other expenses of State, County, City and School District Officers when in attendance upon any convention, meeting or gathering other than such as they may be required by law to attend," respectfully report as follows:

That S. B. No. 203 be concurred in.

Report adopted.

BUELL, Chairman

The Speaker gave notice and signed in open session the following bills:

H. B. 280, by McDonald of Silver Bow.

H. B. 222, by Committee on Agriculture.

H. B. 284, by Committee on Appropriations.

H. B. 283, by Committee on Appropriations.

H. B. 105, by Dillavou.

H. B. 45, by Faust.

Sub. H. B. No. 104 by Committee on Affairs of Cities.

H. B. 141 by Brown of Lewis and Clark.

I. B. No. 240 by Judiciary Committee.
 I. B. No. 175 by Riggs.
 I. B. No. 72 by Hathaway.
 I. B. No. 230 by Committee on Livestock and Public Ranges.
 I. B. No. 210 by Sub. Committee on Appropriations.
 I. B. No. 164 by Fairgrieve.
 I. B. No. 137 by Geis.
 I. B. No. 244, by Roberts.
 I. B. No. 362 by Scharnikow.
 Sub. H. B. 17 by Committee on Military Affairs.
 I. B. No. 320 by Skulason.
 I. B. No. 327 by Committee on Livestock and Public Ranges.
 I. B. No. 365 by Chatfield.
 I. B. No. 336 by Hunter.
 I. B. No. 353 by Committee on Appropriations.
 I. B. No. 133 by Committee on Appropriations.
 I. J. Mem. No. 16 by Hathaway.
 I. J. Mem. No. 14 by Austin.
 I. J. Mem. No. 9 by Gillette.
 I. J. Mem. No. 7 by Hunter.
 I. B. No. 317 by Joint Committee on Hail Insurance.

THIRD READING OF HOUSE BILLS.

Sub. H. B. 213, by McDonald of Silver Bow, having been read three several times, history and title agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Bell, Blomquist, Brown (Lewis and Clark), B. (Mineral), Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, D. (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Gillette, Good- Green (Dawson), Haynes, Hills, Hunter, Kemp, Kenyon, Knudsvig, Lakin, L. (MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, ra, Parsons, Ferrine, Provinse, Reeves, Rhoads, Rickard, Rixon, Rouleau, Scharnikow, Seofield, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, S. Treloar, Troy, Wade, Wallace, Williams, Mr. Speaker. Total 60.
 Noes: Hathaway. Total 1.

Absent and not voting: Arnold, Beley, Bergeson, Berglin, Black, Bohling, B. (nan, Brasier, Brockway, Brooks, Buell, Cady, Carlson, Cavanaugh, Charters, C. (field, Dowlin (Rosebud), Faust, Geis, Goodland, Green (Flathead), Gullidge, on, Haskell, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), J. (King, Northey, Peden, Penewell, Phelps, Ray, Reid, Riggs, Roberts, ers, Sales, Sandy, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), R. (er, Silver, Warren, Wilcomb, Worden. Total 47.
 On motion, House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

Upon motion of Skulason, duly seconded and carried H. B. No. 78 was placed on third reading for concurrence in Senate amendments thereto.

THIRD READING OF HOUSE BILLS.

The Senate amendments to H. B. 78 by Troy, Riggs, Dowlin (Rosebud), S. (son, Rodgers, were concurred in by an aye and no vote.

Upon motion of Bergeson, duly seconded and carried, action on H. B. 380 was deferred until later in the day.

RESOLUTION.

Whereas, information of the death of George Moore, formerly a very highly esteemed and efficient member of Montana's legislative assembly from Powell City, has been received by this House.

Therefore be it resolved, that the members of this House express their hearty sympathy for the afflicted family of the deceased. Mr. Moore was a man for many years was a resident of the State of Montana, a highly respected merchant, and admired for his sterling qualities. He was a kind and loving husband and father, and will be missed by his many friends, and associates.

Resolved further, that a copy of these resolutions be entered upon the Journal of the House, and that another copy be transmitted to the family of the deceased.

Resolution adopted.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the Clerk was instructed to convey thanks of the House to the State Nursery Company.

Upon motion by Gullidge the remarks of Mr. Cavanaugh and Mr. Skulason and the replies of the Speaker and Speaker Pro Tem were embodied in record of Journal.

On motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

Mr. Speaker:

We, your Joint Conference Committee on House Bill No. 47, being an act entitled: 'An Act to amend Section 49 of Chapter 146 of the Montana Session Laws of 1909, as amended by Section 16 of Chapter 145 Montana Session Law of 1915, providing for the levy and adjustment of taxes in irrigation districts and changing the extent of the lien created thereby,' beg leave to report that we have considered same and recommend that the Senate amendments thereto be stricken from the bill and that Section 1 of said original bill be amended by adding after the word "act" in the last line thereof the following: "Not more than Four Dollars per acre shall be levied in any one year on account of administrative expenses including the cost of maintenance and repairs, but this provision shall not invalidate any warrant lawfully issued or to be issued; this limitation shall not apply to any district supplying water by means of any system other than a gravity system," and as so amended we recommend that the bill be enacted into law.

JUNOD, Chairman of Senate Committee.

O'HARA, Chairman of House Committee.

The report of Joint Conference Committee on H. B. 47 was adopted by the following roll call:

Ayes: Allen, Arnold, Austin, Beley, Bell, Black, Blomquist, Bohling, Brainerd, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Dillavou, Dodds, Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Felton, Geis, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Scharnikow, Scofield, Snell, Spratt, Treloar, Troy, Wade, Wallace, Williams, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Anderson, Bergeson, Berglin, Brasier, Brown (General), Cooney, Covell, Crumbaker, Daily, Dowlin (Rosebud), Dunbar, Goodard, Haskell, Hathaway, Johnson (Fergus), Lakin, Larson, McDonald (Silver Bow), Parsons, Phelps, Roberts, Rodgers, Rouleau, Sales, Sandy, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Steiner, Stoner, Swift, Warren, Wilcomb, Worden. Total 37.

THIRD READING OF SENATE BILLS.

S. B. No. 126, by Pauline, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Anderson, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Buell, Cady, Carlson, Chatfield, Conser, Covell, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Faust, Geis, Gillette, Goodman, Green (Dawson), Gullidge, Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Scharnikow, Scofield, Snell, Spratt, Treloar, Troy, Wade, Wallace, Williams, Mr. Speaker. Total 71.

an, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Spencer, Spratt, Stevens, Swift, Treloar, Troy, Wilcomb, Williams, Mr. Speaker. Total 78.

oes: None.

bsent and not voting: Allen, Arnold, Bergeson, Boorman, Brooks, Brown (Flathead), Cavanaugh, Charters, Cooney, Crumbaker, Dodds, English, Felton, and, Haskell, Jones, King, Lakin, MacDonald (Flathead), O'Hara, Roberts, rs, Sickler, Silver, Smith, Snell, Stoner, Wallace, Warren, Worden. Total 30.

. B. No. 297, by Lenthold, having been read three several times, title and y agreed to, was concurred in by the following vote:

yes: Allen, Anderson, Austin, Beley, Bell, Blomquist, Bohling, Boorman, er, Brockway, Buell, Cady, Charters, Chatfield, Conser, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, sh, Faust, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Han- Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver s, McQuarrie, Northey, O'Hara, Parsons, Peden, Penewell, Ray, Reid, Rick- rixon, Roberts, Roulean, Scofield, Shoemaker (Yellowstone), Silver, Skula- Smith, Snell, Spencer, Spratt, Swift, Treloar, Troy, Wade, Wilcomb, Mr. er. Total 72.

oes: Berglin, Brown (Lewis and Clark), Brown (Mineral), Cavanaugh, Og- Scharnikow, Shoemaker (Lewis and Clark). Total 7.

bsent and not voting: Arnold, Bergeson, Black, Brooks, Carlson, Cooney, rie, Felton, Goodland, Gullidge, Haskell, Hathaway, Hunter, MacDonald (Flathead), Perrine, Phelps, Provinse, Reeves, Rhoads, Riggs, Rodgers, Sales, Sickler, Stevens, Stoner, Warren, Williams, Worden. Total 29.

. B. 231 by Hefferlin, having been read three several times, title and his- agreed to, was concurred in by the following roll call:

yes: Allen, Anderson, Austin, Beley, Bell, Black, Blomquist, Bohling, Boor- Brasier, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, rs, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, n (Rosebud), Dunbar, Dunn, English, Faust, Geis, Gillette, Goodland, Good- Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Johnson (Deer Lodge), Jones, Kemp, Kenyon, King, Lakin, Larson, Mc- d (Silver Bow), McQuarrie, Northey, Parsons, Peden, Penewell, Phelps, Ray, s, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Roulean, Sales, Scharni- Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Snell, Spratt, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Mr. Speaker. Total 79.

oes: None.

bsent and not voting: Arnold, Bergeson, Berglin, Brooks, Brown (Mineral), n, Dowlin (Yellowstone), Fairgrieve, Felton, Haskell, Hunter, Johnson (Fas), Johnson (Silver Bow), Knudsvig, MacDonald (Flathead), Ogden, a, Perrine, Provinse, Rodgers, Sandy, Shoemaker (Yellowstone), Sickler, Snell, Spencer, Stevens, Stoner, Warren, Worden. Total 29.

i motion, House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

pon motion of O'Hara, duly seconded and carried, further action on S. B. 9 was deferred until such time as action was taken by the Senate on H. B. ate covering same subject.

pon motion of Dodds, duly seconded and carried, a Conference Committee ee was appointed to confer with a like Committee from the Senate relative B. No. 112 as follows:

McQuarrie of Missoula, Green of Flathead and Treloar of Silver Bow.

pon motion of Cooney, duly seconded and carried, a Conference Committee ee was appointed to confer with a like Committee from the Senate relative B. No. 114, as follows:

odgers of Beaverhead, Brasier of Silver Bow and Hathaway of Ravalli.

THIRD READING OF SENATE BILL.

S. B. No. 113 by Harmon, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Anderson, Arnold, Bell, Bergeson, Black, Blomquist, Bohling, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Carlson, Cavanaugh, Conser, Covell, Dillavou, Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Gillette, Goodland, Goodman, Green (Dawson), Hathaway, Haynes, Hills, Johnson (Fergus), Johnson (Silver Bow), Kenyon, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, R. Riggs, Roberts, Sales, Scharnikow, Scofield, Silver, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Swift, Troy, Wallace, Williams, Mr. Speaker. Total, 91.

Noes: Allen, Austin, Cady, Daily, Jones, Kemp, MacDonald (Flathead), O'Hara. Total 8.

Absent and not voting: Beley, Berglin, Boorman, Brasier, Brooks, Charters, Chatfield, Cooney, Crumbaker, Dodds, Dowlin (Rosebud), Dunn, English, Felton, Geis, Green (Flathead), Gullidge, Hanson, Haskell, Hunter, Johnson (Deer Lodge), King, Knudsvig, McQuarrie, Provinse, Rhoads, Rickard, Rixon, Rodgers, Rouleau, Sandy, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Sil, Treloar, Wade, Warren, Wilcomb, Worden. Total 40.

MacDonald of Flathead moved that S. B. No. 276 be taken from Third Reading and re-referred to Judiciary Committee, duly seconded and carried.

S. B. No. 169, by Long, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Berglin, Black, Blomquist, Brown, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dunbar, Dunn, English, Faust, Felton, Gillette, Goodman, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, R. Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Scharnikow, Shoemaker (Lewis and Clark), Spencer, Spratt, Stevens, Stoner, Treloar, Wade, Wallace, Wilcomb, Williams, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Beley, Bergeson, Boorman, Brasier, Brockway, Brooks, Cavanaugh, Dillavou, Dowlin (Yellowstone), Fairgrieve, Geis, Goodland, Green (Flathead), Haskell, Hills, Hunter, Johnson (Deer Lodge), King, McDonald (Silver Bow), McQuarrie, Parsons, Rodgers, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Swift, Troy, Warren, Worden. Total 35.

S. B. No. 202, by Gallwey, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bergeson, Berglin, Bohling, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Conser, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), English, Faust, Felton, Gillette, Goodman, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Scharnikow, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Wade, Wallace, Williams, Mr. Speaker. Total 76.

Noes: Blomquist. Total 1.

Absent and not voting: Bell, Black, Boorman, Brasier, Brooks, Chatfield, Cooney, Crumbaker, Dowlin (Rosebud), Dunbar, Dunn, Fairgrieve, Geis, Haskell, Hunter, MacDonald (Flathead), McQuarrie, Perrine, Provinse, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Sickler, Treloar, Troy, Warren, Wilcomb, Worden. Total 31.

On motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from select committees:

Speaker:

We, your joint conference committee, appointed to consider the amendments Senate Bill No. 8, introduced by Booth, being a bill for an Act entitled: "An amending Section 312 of the Revised Codes of Montana of 1907, relating to distribution of the reports of the Supreme Court," having had the same under consideration, beg leave to report that the Senate concur in the amendment in line 4 of the engrossed bill by striking out the words "not less than;" and that the House recede from its amendment in line 5 of the engrossed bill, and that the words "and such additional number of copies as may be from time to time directed by the State Board of Examiners" be inserted in lieu thereof, and that as so amended the bill be concurred in.

BOOTH, SLATTERY, PARKER,

Members of the Senate Committee.

O'HARA, KENYON, SILVER.

Members of the House Committee.

The report of Joint Conference Committee on S. B. No. 8 was adopted by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Brooks, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Conner, Cooney, Covell, Daily, Dodds, Dunbar, Dunn, Goodman, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Phipps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Roberts, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Smith, Snell, Spratt, Stevens, Stoner, Wade, Wallace, Wilcomb, Williams, Mr. Speaker. 170.

Noes: None.

Absent and not voting: Black, Bohling, Boorman, Brasier, Brockway, Brown (General), Charters, Chatfield, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Green (Flathead), Haskell, Hunter, King, MacDonald (Flathead), McQuarrie, Perrine, Phipps, Rodgers, Rouleau, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Stettin, Treloar, Troy, Warren, Worden. Total 38.

Speaker:

We, your Joint Conference Committee on the House and Senate, appointed for the purpose of considering amendments to House Bill No. 120, by MacDonald of Flathead, the same being entitled: "A bill for an Act amending Section 2714 of the Revised Codes of Montana and providing a poll tax on persons not the heads of families, to be paid into the Widow's Pension Fund," beg leave to report as follows, to-wit:

That the Senate recede from all amendments to said bill and that the same be amended by striking from the title the words "widows' pension fund," and by striking in lieu thereof the words "poor fund" and by striking from the body of said bill in Section 2 the words "except that the additional poll tax of three (3) Dollars herein, etc.," to the conclusion of the said section.

SLATTERY

Chairman Senate Committee.

MacDONALD of Flathead,

Chairman House Committee.

The report of Joint Conference Committee on H. B. No. 120 was adopted by the following roll call:

Ayes: Anderson, Beley, Bell, Bergeson, Blomquist, Bohling, Boorman, Brown (Lewis and Clark), Cady, Cavanaugh, Charters, Chatfield, Conner, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Fairgrieve, Gillette, Goodman (Dawson), Gullidge, Hanson, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Jones, Lakin, Larson, MacDonald (Flathead), Northey, Ogden,

Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rix, Sandy, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Spencer, Swift, Wade, Wallace. Total 53.

Noes: Allen, Arnold, Berglin, Brown (Mineral), Cooney, Daily, Dunn, Goodland, Goodman, Johnson (Silver Bow), King, Knudsvig, McDonald (Silver Bow), Rhoads, Rickard, Riggs, Rouleau, Snell, Stevens, Stoner, Troy, Wilcomb, Mr. Speaker. Total 23.

Absent and not voting: Austin, Black, Brasier, Brockway, Brooks, Buell, Carlson, Dowlin (Rosebud), English, Faust, Felton, Geis, Green (Flathead), Haskell, Hathaway, Hills, Kemp, Kenyon, McQuarrie, O'Hara, Roberts, Rodger, Sales, Scharnikow, Shoemaker (Yellowstone), Sickler, Silver, Spratt, Treloar, Warren, Williams, Worden. Total 32.

Upon motion by Gullidge, the House resolved itself into a Committee of the Whole for consideration of S. B. No. 203 on General Orders.

GENERAL ORDERS.

Ray in Chair.

House resumed.

Mr. Speaker in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your committee of the Whole having had under consideration, S. B. No. 203, respectfully report that S. B. No. 203 be concurred in as amended.

Amend title by striking out the Senate amendment and insert in lieu thereof the words "or employee of any state, county, city or school district."

Amend Section 1 by striking out in line one the Senate amendment and insert in lieu thereof the words "or employee of any state, county, city or school district."

Amend Section 1 by adding the following at the end of the section: "Provided, that nothing herein shall prohibit the State Board of Examiners from authorizing the payment of the necessary traveling expenses of any state officer or employee, whenever in the judgment of said board public interest requires, and provided further that the board of trustees of any county high school or any school district may by resolution adopted by a majority of entire board authorize any employee of such board to attend meetings called for the express purpose of considering educational matters."

Report adopted.

RAY, Chairman.

On motion House reverted to Order of Business No. 8.

THIRD READING OF SENATE BILLS.

S. B. No. 203 by Slattery, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Anderson, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohlig, Boorman, Brasier, Brown (Lewis and Clark), Brown (Mineral), Buell, Cavanaugh, Charters, Conser, Cooney, Covell, Crumbaker, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Felton, Gillette, Goodland, Goodman, Grant (Dawson), Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, King, Lakin, Larsen, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Swift, Spencer, Spratt, Stevens, Stoner, Swift, Wade, Wallace, Wilcomb, Mr. Speaker. Total 74.

Noes: Brockway, Daily, Dillavou, Kemp, Troy. Total 5.

Absent and not voting: Allen, Arnold, Black, Brooks, Cady, Carlson, Clifton, Dunbar, Fairgrieve, Faust, Geis, Green (Flathead), Hanson, Haskell, Knudsvig, McQuarrie, Phelps, Provinse, Rhoads, Rodgers, Sales, Scharnikow, Shoemaker (Yellowstone), Sickler, Silver, Treloar, Warren, Williams, Worden. Total 29.

On motion House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

House Resolution introduced by Committee on House Employees.

Be It Resolved by the House of Representatives:

That R. H. Wiedman, Chief Clerk of the House be employed for a period of nine days at Ten Dollars per day; and

That S. C. Moore, Assistant Chief Clerk be employed for a period of nine days at Eight Dollars per day; and

That Grace Lamar, Clerk in the Chief Clerk's office be employed for a period of nine days at Five Dollars per day; and

That Marie L. Simpson, Journal Clerk, be employed for a period of nine days at Eight Dollars per day; and

That Irma McCarthy be employed as Clerk to the Journal Clerk for a period of nine days at Five Dollars per day; and

That Mathilda Barnes be employed as Clerk to the Journal Clerk for a period of nine days at Five Dollars per day; and

That Ernest McCuin be employed as Assistant Sergeant-at-Arms for a period of nine days at Eight Dollars per day; and

That Lee Wood be employed as Clerk to the Sergeant-at-Arms for a period of nine days at Six Dollars per day;

After the close of the session to clear up all of the affairs of the House in the office of the Chief Clerk, Journal Clerk, Bill Clerk and Sergeant-at-Arms, and that the Chief Clerk of the House be authorized to certify to the State Auditor the payroll for services rendered under the provisions of this resolution.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the above resolution was amended to include the name of Jos. Davies, Sergeant-at-Arms his regular salary.

Upon motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Speaker:

We, your Committee on Judiciary, having had under consideration, Senate Bill No. 276, entitled: "An Act to amend Section 1 of Chapter 39 of the Session Laws of 1915, being the same as Chapter 175 of the Session Laws of 1917, entitled: "An Act prohibiting the introduction into, the manufacture of, and the selling, exchanging, bartering, selling or disposing of, ardent spirits, ale, beer, wine or intoxicating liquors within the State of Montana; providing penalties for the violation thereof; and providing for a referendum of said Act and providing the time when said Act shall take effect," and repealing all Acts and parts of Acts in conflict herewith," respectfully report as follows:

That S. B. No. 276 be not concurred in.

Report adopted.

O'HARA, Chairman.

Speaker:

We, your Committee on Judiciary, having had under consideration, S. B. No. 103, entitled: "An Act to prevent fraud in the sale and disposition of stocks, bonds or other securities sold or offered for sale within the State of Montana; providing for the enforcement thereof, and creating the office of investment commissioner and defining his powers and duties, and to repeal Chapter 85 Acts of the Thirteenth Legislative Assembly of the State of Montana, entitled 'An Act creating the office of investment commissioner, and giving such official certain powers in relation to investment companies and stockbrokers for the protection of investors, including the power to license the sale by such companies of stocks and bonds to the public of securities; defining investment companies, and providing for the regulation of the promotion, organization and operation thereof; providing for the inspection and investigation of property, stocks, papers, business methods and affairs of any investment company whose securities shall be offered for sale to the public; defining stockbrokers and providing for the regulation of their business as such; and providing penalties for violation of this Act," respectfully report that S. B. No. 103 be not concurred in.

O'HARA, Chairman.

O'Hara moved the adoption of the report.

As a substitute Skulason moved that S. B. No. 103 be segregated and placed on General Orders, and the remainder of report be adopted, seconded and carried.

Pursuant to a request of the Senate, the Speaker appointed a Conference Committee on amendments to S. B. No. 193, as follows: MacDonald (Flathead Ray, of Stillwater, Faust of Granite.

And also a conference committee on amendments to Senate Bill No. 297 follows: Arnold of Dawson, Austin of Sweet Grass and Allen of Madison.

On motion by Johnson, duly seconded and carried, the House recessed until 7:30 P. M.

EVENING SESSION.

House resumed pursuant to recess.

Speaker Pro Tem in Chair.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker:

We, your Joint Conference Committee, to consider Substitute for House Bill No. 115, introduced by the Committee on Revenue and Taxation, being a bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate and corporation engaged in or carrying on the business of producing within this State petroleum or other mineral or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this State any well or wells from which petroleum or other mineral or crude oil is produced, to pay to the State Treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act," beg leave to report and recommend that the House concur in the Senate amendments, and that the said bill as amended, be concurred in.

HOUSE, GULLIDGE.

SENATE, LARSON.

Committee.

Gullidge moved that the report be adopted.

Upon a substitute motion by Bergeson, the report was rejected and the Committee was discharged and a new Conference Committee was appointed to confer with a like Committee from the Senate as follows: Blomquist, Scofield and Scharnikow.

The Speaker appointed Johnson of Deer Lodge to serve in place of Halloway in Joint Conference Committee on House Bill No. 114.

On motion by Conser, duly seconded and carried, the House instructed House Joint Conference Committee to not recede from its position relative to House Bill No. 112, but to maintain its position of 5c taxation upon coal output.

Upon motion of Skulason, the House now resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Scofield in Chair.

House resumed.

Mr. Speaker in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration, business on General Orders, report as follows: That S. B. No. 103 be concurred in as amended.

Amend the title by striking out in lines 4 and 5, the words "the office" and inserting in lieu thereof the words "an" and by striking the letters "er" from the word "commissioner" in line 5, and by striking the word "his" in line 5 and inserting the word "its."

Amend Section 1 by striking out all of Section 1, and inserting in lieu thereof the words "an investment Commission is hereby created and the Public Utilities Commission of the State of Montana is hereby made and constituted officio the Investment Commission, and as such Investment Commission shall make such rules and regulations as may be necessary to carry out the provisions of this Act."

Amend Section 2, S. B. No. 103 by striking out the word "Commissioner" wherever it appears in the bill and insert in lieu thereof the word "Commission."

Amend Section 3, subsection 6, line 7, by adding after the words "School district" the words "and Irrigation District."

Amend Section 4, by striking out the words "except National Banks and" appearing in lines 2 and 3 and inserting in lieu thereof the words "except National Banks and" after the words "whatsoever" in line 6 of the printed bill (line 8 of the engrossed bill.)

Insert the words "person or" before the word "company" in line 2 of Section Subsection D. (engrossed bill.)

Amend Section 5 by striking out the rest of the Section after the word "employees" in line 13.

Amend Section 6 by striking out all of Sub-section C after the word "applicant" in line 2 thereof.

Strike out all of Section 6 beginning with the word "applicant" in line 16 on page 5.

Amend Section 7 by striking out everything after the words "so filed" in line 2, down to the word "thereupon" in line 5 of the engrossed bill.

Amend Section 7 by striking out after the word "and" in line 3 of the engrossed bill the words "he may make such further independent investigation of his affairs and general repute of the applicant as he may see fit thereupon."

Strike out in line 6 of Section 7 the words "of the good-repute in business such applicant and amend agents."

Insert the word "therewith" after the word "satisfied" in line 6 of Section 7.

Strike out all of Subsection A of Section 9.

Strike out the word "five" in line 1 of Section 10 and insert the word "ten."

Strike out the words "one week" in line 11 of Section 11 of the engrossed bill (line 7, Section 11 of printed bill.) and insert the words "ten days."

Strike out the words beginning with the word "and" in line 5, page 8 of the engrossed bill (line 12 of the printed bill) as follows: "and the burden shall rest on the plaintiff to disprove the grounds assigned and specified in the official petition complained of."

Strike out the last four lines of Section 11 as follows: "nor shall a judgment in favor of the plaintiff prevent such a "commissioner" from thereafter making such licenses for any proper cause which may thereafter accrue or be discovered" and insert in lieu thereof the following: "The Commissioner may at any time hereafter, for any proper cause which may accrue or be discovered, make application to the said District Court for a reversal, modification or vacation of the judgment rendered in favor of the plaintiff."

The District Court upon the filing of the application by the Commissioner setting forth the causes for a reversal, modification or vacation of the judgment shall make an order citing the plaintiff to appear and show cause why the said judgment should not be modified or vacated and said order shall be served upon the plaintiff at least ten (10) days prior to the hearing.

The said District Court upon such hearing shall make such order as may be proper and may modify, reverse and vacate the judgment theretofore rendered and such order or reversal, modification or vacation shall have the same effect and be treated in like manner as though the same were the original judgment."

Strike out the word "pertinent" in sub-section C of Section 12.

Strike out Sub-section D of Section 12.

Strike out the rest of Section 12, subdivision on E beginning with the words "statement" in line 8, to and including the words "oil fields" at the end of the section.

Strike out the word "insurance" in line 2 of Section 15.

Strike out the words "and (d)" in line 10 of page 12 of the engrossed bill and insert the word "and before the letter (c)."

Strike out all of lines 4, 5, 6, 7 of Section 18 of the printed bill down to and including the word "kept" in line 8. (Lines 6, 7, 8, 9, 10, 11 to and including the word "kept" in line 12 of the engrossed bill.)

Report adopted.

SCOFIELD, Chairman.

Pursuant to request of Communication contained in Senate communication the Speaker appointed a conference committee as follows on S. B. No. 283:

Conser of Fallon, Buell of Gallatin, MacDonald of Flathead.

Upon motion by Gullidge, duly seconded and carried, the Speaker appointed a conference committee to act with a like committee from the Senate relative to S. B. No. 203, as follows:

Gullidge of Prairie, Roberts of Cascade and Carlson of McCone.

Upon motion House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

Mr. Speaker:

Whereas the House of Representatives did at a previous date pass House Bill No. 5, a bill to create the Montana Tax Commission and whereas later the Senate refused to concur therein.

I move that the House appoint a Joint Conference Committee of Three to confer with a like committee of three from the Senate with reference to the passage of House Bill No. 5.

DILLAVOU, Chairman.

On motion by Dillavou, duly seconded and carried, the above resolution was adopted.

The Speaker appointed the following members of the House to act on the conference committee on H. B. No. 5:

Conser, Buell, MacDonald of Flathead.

On motion, House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker:

We, your Joint Conference Committee, appointed to consider Senate Bill No. 297, introduced by Leuthold, being a bill for an act entitled: "An Act defining the rights of purchasers of lands at mortgage foreclosure and execution sales, to the possession of such lands and crops growing thereon during the period of redemption," having had the same under consideration, beg leave to report that the bill be further amended by striking out the word "but" in line 3; and that the Senate concur in the House amendments.

BURLINGAME.

Chairman of the Senate Committee.

ARNOLD

Chairman of the House Committee.

The above report was adopted and the Senate amendments on Senate Bill No. 297 as recommended in the report were concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Covell, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penwell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Sandy, Scofield, Skulason, Snell, Spencer, Spratt, Swift, Troy, Wade, Wallace, Wilcomb, Williams, Mr. Speaker
Total 77.

Noes: Jones, Sales, Scharnikow. Total, 3.

present and not voting: Black, Blomquist, Brooks, Brown (Mineral), Buell, Charters, Chatfield, Conser, Cooney, Crumbaker, Daily, Green (Flathead), Hassell, O'Hara, Phelps, Roberts, Rodgers, Rouleau, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Smith, Stevens, Stoner, Treloar, Warren, Worden. Total, 28.

Mr. Speaker: Your Conference Committee, to whom was referred Senate Bill No. 193, An Act to amend Section 29 of Chapter 96 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana, known as the Workmen's Compensation Act, as amended by Chapter 95 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to the salary of the Chairman of the Industrial Accident Board, begs leave to report as follows:

That the House recedes from its amendment by striking out the words "Commissioner of Agriculture" and inserting in lieu thereof "The Governor", and the Senate concurs in the House amendment by striking out the words "Forty-five Hundred" and inserting in lieu thereof the words "Five Thousand"; your Committee begs leave to recommend that the same be amended as follows: by inserting after the word "agriculture" the words "labor and industry", and as so amended that the Bill do pass.

DONLAN,

LOWE,

GRIFFIN.

MacDONALD of Flathead,

FAUST, and

RAY.

The report of the Joint Conference Committee on S. B. No. 193 was adopted and the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Covell, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Morthey, Ogden, Parsons, Peden, Penewell, Perrine, Phelps, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Snell, Spencer, Spratt, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Mr. Speaker. Total, 78.

Noes: Jones. Total, 1.

Absent and not voting: Beley, Black, Brooks, Buell, Charters, Chatfield, Conser, Cooney, Crumbaker, Dodds, Faust, Haskell, Johnson (Silver Bow), King, Knudsvig, McQuarrie, O'Hara, Provinse, Ray, Rhoads, Rodgers, Rouleau, Sickler, Silver, Smith, Stevens, Stoner, Warren, Worden. Total, 29.

The Speaker gave notice and signed in open session the following bills:

H. B. 387 by Committee on Appropriations.

H. B. 229 by Committee on Livestock and Public Ranges.

H. B. 267 by McDonald of Silver Bow.

Sub. H. B. 116 by Committee on Revenue and Taxation.

H. B. 385 by Committee on Appropriations.

H. B. 220 by Riggs.

H. B. No. 375 by Committee on Appropriations.

H. B. 358 by Committee on Appropriations.

H. B. 384 by Committee on Appropriations.

H. B. 303 by Committee on Judiciary.

H. J. Res. 1 by Geis.

H. B. 170 by Fairgrieve.

H. B. 260 by Committee on Ways and Means.

H. B. 377 by Committee on Appropriations.

H. B. 70 by Johnson of Silver Bow.

Sub. H. B. 148 by Hanson.

H. B. 359 by Committee on Appropriations.

H. B. 381 by Committee on Appropriations.

THIRD READING OF SENATE BILLS.

S. B. No. 103, by Dearborn, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Anderson, Arnold, Bergeson, Boorman, Brasier, Chatfield, Cons, Fairgrieve, Faust, Felton, Green (Dawson), Gullidge, Hanson, Hunter, Ken, Knudsvig, Lakin, Larson, MacDonald (Flathead), McQuarrie, O'Hara, Parson, Peden, Perrine, Phelps, Provinse, Ray, Reid, Rickard, Riggs, Rixon, Robert, Rodgers, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Snell, Spencer, Spratt, Swift, Walla, Mr. Speaker. Total, 46.

Noes: Austin, Bell, Blomquist, Bohling, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Cooney, Cove, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dun, English, Geis, Goodman, Green (Flathead), Haynes, Hills, Johnson (Deer Lodge), Jones, Kenyon, McDonald (Silver Bow), Northey, Reeves, Silver, Stevens, Stone, Treloar, Troy, Wade, Wilcomb, Williams. Total, 39.

Absent and not voting: Allen, Beley, Berglin, Black, Brooks, Buell, Crumbaker, Gillette, Goodland, Haskell, Hathaway, Johnson (Fergus), Johnson (Silver Bow), King, Ogden, Penewell, Rhoads, Rouleau, Sales, Sickler, Warren, Worden. Total, 23.

On motion, House reverted to Order of Business No. 7.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE.

March 3, 1921.

The Speaker, House of Representatives, Helena, Montana.

I return herewith House Bill No. 280, "An Act to amend Chapter 86, of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, prohibiting gambling games and providing for the playing of certain games for amusement and pastime, and the use in places of business of trade stimulants upon the payment of a license to the State of Montana; and providing penalty for the violation thereof," without my approval and with my objections thereto.

The Act in question repeals the present anti-gambling laws of Montana, so far as the playing of certain games of chance therein enumerated are concerned, provided the stakes are paid in merchandise.

The Act further repeals the present provisions of the anti-gambling law of 1915, which prescribed "punch boards" along with slot machines and games of chance.

For the first mentioned waiver of the present anti-gambling law, the State of Montana is to receive the sum of ten dollars license fee for each table, and for the second waiver as to "punch boards" the sum of twenty-five dollars per annum from the proprietor of each pool hall and cigar store desiring to engage in the business.

I have received many telegrams and personal calls, urging me to sign the bill in question. The argument largely used is to the effect that the law is not being violated daily in several towns and cities of the State, and that in one or more cities the proprietors of some pool halls and cigar stores are compelled to pay "hush money" to certain officials for protection in running the games.

It is urged that it would be better to allow the State to receive the revenue than that it should go into the pockets of corrupt officials for the protection thus given.

I have also received a few letters in protest, the contents of one of which I now quote for your edification:

"In regard to this bill, I wish to say that being in the business of conducting a billiard parlor of the better type, this would only be an opening wedge for the gamblers, and that if we wish to continue in the business, we must run it according to law and decency.

"Should this bill become a law, a future legislature will put us out of business altogether for allowing young people to congregate for the purpose of playing cards for stakes.

"Through the persistent disregard of the law, proprietors of billiard halls in Texas have already been closed out altogether.

"I think I am voicing the sentiment of most of the decent places in asking not to allow this bill to become a law."

My correspondent above quoted voices my own judgment in this matter.

Should this bill become a law, the proprietors of the pool halls of the State will be licensed to run card tables and punch boards will certainly challenge the moral sense of a majority of the people of Montana in a way that will in the end bring the same disaster to their business as was brought to the saloon business.

I now quote from another letter received by me from a man in Butte:

"That you may know directly what a beneficent thing this bill is, my own boy started playing cards at _____ here in Butte. Soon he began filching money out of our home.

"Less than two months ago, one of my neighbors, whose son worked at _____ got to playing in the game at _____ and _____. He dealt with the money of his employer, which he lost at _____ and _____. Today he is a bum and out on the world. The punch board really started both boy and the other one on their course.

"The reformatories are filled with kiddies that took their first lessons in gambling at these punch boards."

I also have on my desk a letter from a school teacher in Lewistown, protesting against the "punch boards", denominated in the bill as "trade stimulators". She says:

"The best stimulator for trade is a clean place in which to do business and best goods to sell at honest prices. What can we as teachers do to make better the moral tone of our children, when our legislators put such laws on our statute books?"

A wholesale merchant said to me yesterday:

"While we sell to the trade these so called 'trade stimulators' in the shape of candy 'punch boards', my own judgment is that no more certain way of teaching children to gamble than with these 'punch boards'. The boys and girls are enticed to play a nickel in the hope of getting a dollar box of candy as a prize. This is not legitimate merchandising and is demoralizing in its effects."

Under the provisions of the State Constitution, I could have held this bill until after adjournment, and in that way have given it a "pocket veto". But you, as legislators, are equally responsible with me as Chief Executive for the enactment of all laws and I want you to share with me the full responsibility in this matter.

I know that legislatures sometimes may, in the hurry of a legislative session give scant heed to the merits or demerits of bills that come before them.

Sometimes, individual legislators, yielding to the importunities of persons specially interested in measures, have been known to vote for a bill that was not approved by their own mind and conscience, with the mental reservation that the Governor might or would veto it.

In this present case, after having thus recorded my own objections to the act in question and pointing out what I believe to be the dangers involved, both to the citizenship of the State and even to the proponents of the measure itself, I return it to you without my approval for such action as, on second and more mature consideration, you deem right, being fully convinced in my own mind that Montana cannot afford to take this backward step.

JOS. M. DIXON, Governor.

The above communication having been read, the Speaker put the question "That notwithstanding the Governor's veto, shall H. B. No. 280 pass the House?"

H. B. No. 280 failed of passage by the following roll call.

Ayes: Blomquist, Covell, Crumbaker, Goodland, Haynes, McDonald (Silver Bow), Stevens. Total, 7.

Noes: Anderson, A. J. Bergeson, Black, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Chatfield, Conser, Cooney, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, Fairgrieve, Faust, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp,

Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Mr. Speaker. Total, 87.

Absent and not voting: Allen, Beley, Berglin, Brooks, Charters, English, Felton, Haskell, Johnson (Fergus), King, Penewell, Rhoads, Warren, Worden. Total, 14.

The Speaker gave notice and signed in open session the following bills:

S. B. No. 211 by Burlingame.

S. B. No. 222 by Hazelbaker and Paul.

S. B. No. 223 by Pauline.

S. B. No. 289 by Siegfriedt.

S. B. No. 228 by Paul.

Sub. for H. B. No. 203 by Senate Judiciary Committee.

S. B. No. 153 by Junod.

S. B. No. 217 by Siegfriedt.

S. B. No. 180 by Greening.

S. B. No. 177 by Anderson.

S. B. No. 155 by Donlan.

Sub. S. B. No. 221 by Booth.

S. B. No. 208 by Greening.

S. B. No. 186 by Committee on Insurance.

S. Concurrent Res. No. 9 by Heren.

Upon motion, House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker: We, your Joint Conference Committee, having had under consideration H. B. No. 112, introduced by Committee on Revenue and Taxation, entitled: "An Act requiring every person, firm, association, joint stock company and corporation engaged in or carrying on the business of coal mining, or engaged in working or operating any mine or mining property in the State of Montana from which coal is mined, produced or extracted, to pay to the State Treasurer for engaging in or carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act," beg leave to report and recommend that the Senate recede from the amendment in Section 2, line 26, and that all other amendments be concurred in.

TRELOAR
COONEY
SCHARNIKOW

CONNELLY
GALLWEY
HARMON

The report of Joint Conference Committee on H. B. No. 112 was adopted by the following roll call:

Ayes: Allen, Anderson, Beley, Bergeson, Black, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Minera), Carlson, Cavanaugh, Cooney, Daily, Dodds, Dunbar, Dunn, English, Faust, Geis, Gillette, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, O'Hara, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Riggs, Roberts, Sales, Scharnikow, Scofield, Shoemaker (Yellowstone), Spencer, Stoner, Treloar, Troy, Wade, Wilcomb, Mr. Speaker. Total, 62.

Noes: None.

Absent and not voting: Arnold, Austin, Bell, Berglin, Blomquist, Brooks, Buell, Cady, Charters, Chatfield, Conser, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Felton, Goodman, Haskell, Hunter,

Johnson (Fergus), Johnson (Silver Bow), Jones, Ogden, Parsons, Penewell, Ray, Roads, Rickard, Rixon, Rodgers, Rouleau, Sandy, Shoemaker (Lewis and Clark), Sickler, Silver, Skulason, Smith, Snell, Spratt, Stevens, Swift, Wallace, Warren, Williams, Worden. Total, 46.

MOTIONS AND RESOLUTIONS.

MacDonald of Flathead moved that Mr. Frank Woody be paid the sum of \$1000. for preparing and drawing bills necessary in order to carry out the recommendations contained in the governor's message, and for service rendered by him appearing before and assisting the House and Senate Committees in connection with such bills, such bills having been drawn by him and such services rendered by him at the request of the governor.

Upon motion of MacDonald of Flathead, the Appropriation Committee was instructed to investigate the matter of the payment to one, Frank Woody, for work in the preparation of certain bills, etc., the sum of one thousand dollars, and if said claim is found a just and meritorious one, to take the necessary steps to appropriate funds to cover said claim, seconded and carried.

Upon motion of Dodds, duly seconded and carried, the Honorable Senate having refused to extend to the House the same courtesy asked of the House, the Committee appointed to confer on H. B. No. 283 was recalled and discharged. Upon motion of Skulason, the Speaker was requested to appoint a Committee of three to confer with a like Committee on H. B. No. 283.

As a Substitute, Dillavou moved that the above motion be tabled, seconded and carried.

On a question of quorum arising a call of the House was demanded and the following members found absent: Blomquist, Bohling, Brooks, Brockway, Brown (Mineral), Chatfield, Fairgrieve, Haskell, Haynes, King, McQuarrie, Riggs, Rixon, Rodgers, Rouleau, Sickler, Spratt, Stoner, Wallace, Warren, Williams, Worden. Total, 22.

Upon motion of Rickard, duly seconded and carried, further action under all of the House was suspended.

Upon motion by McQuarrie, the Speaker appointed a Conference Committee of three to confer with a like Committee from the Senate, relative to Sub. H. B. 278 as follows: Sandy of Carter, Reid from Wibaux, Reeves from Lewis and Clark.

THIRD READING OF HOUSE BILLS.

The following House Bills were returned from the Senate to House for concurrence in Senate amendments thereto: H. B. 380, Sub. H. B. 113, H. B. 273, H. B. 271, H. B. 270, H. B. 172, H. B. 393, H. B. 391, H. B. 171, H. B. 295, H. B. 154, H. B. No. 380, by Ways and Means Committee, were concurred in by an aye and no vote.

Upon motion by McQuarrie, duly seconded and carried, the Senate amendments to Sub. H. B. No. 113, by Committee on Revenue and Taxation, were not concurred in.

The Speaker appointed, McQuarrie, Haynes, and McDonald of Silver Bow, as a Committee of Three to meet with a like Committee from the Senate to confer relative to Senate Amendments to Sub. H. B. 113.

Senate Amendments to H. B. No. 273 by Dowlin (Rosebud), were concurred in by an aye and no vote.

Senate Amendments to H. B. No. 271, by Committee on Appropriations, were concurred in by an aye and no vote.

Upon motion by MacDonald of Flathead, duly seconded and carried, the House refused to concur in the Senate Amendments to H. B. No. 270, by Committee on Appropriations, and the Speaker appointed a Conference Committee of three to act with a like Committee from the Senate thereon, as follows: Buell, of Gallatin, Wilcomb of Madison, Bergeson of Chouteau.

Upon motion, by Dillavou, duly seconded and carried, the House refused to concur in Senate amendments to H. B. No. 172, and the Speaker appointed a committee of three to act with a like committee from the Senate, thereon, as follows: Buell of Gallatin, Wilcomb of Madison, Bergeson of Chouteau.

Upon motion of Buell, duly seconded and carried, the House refused to concur in Senate Amendments to H. B. No. 393 and the Speaker appointed a Conference Committee of Three to act with a like Committee from the Senate, as follows: Dowlin of Yellowstone, Gullidge of Prairie, Phelps of Valley.

The Senate Amendments to H. B. No. 391, by Committee on Appropriation were concurred in by an aye and no vote.

The Senate Amendments to H. B. No. 171, by Committee on Appropriation were concurred in by an aye and no vote.

The Senate Amendments to H. B. No. 395, by Committee on Appropriation were concurred in by an aye and no vote.

The Senate Amendments to Substitute for H. B. No. 154, by Committee on Revenue and Taxation, were concurred in by an aye and no vote.

Speaker Pro Tem in chair.

On motion, House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from the Select Committees:

Mr. Speaker: We, your Joint Committee appointed to confer on the House amendments to Senate Bill No. 203, introduced by Slattery, entitled: "An Act forbidding the payment of the traveling and other expenses of State, County, City and School District Officers when in attendance upon any convention, meeting or gathering other than such as may be required by law to attend," beg leave to report and recommend as follows:

1. That the House amendment to the title be amended to read as follows:

"Or Employee of the State, or of any County or City or of any School District." and we further recommend that the House amendment to line 1, of Section 1, be amended to read as follows:

"Or Employee of the State, or of any County, or City or of any School District.", and further that the Senate concur in the House amendment, added at the end of Section 1.

GULLIDGE, Chairman.

The report of the Joint Conference Committee on S. B. No. 203 was adopted by the following roll call:

Ayes: Anderson, Austin, Bell, Bergeson, Black, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Cady, Carlson, Cavanaugh, Charters, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Duntz, Fairgrieve, Faust, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Hunter, Johnson (Fergus), Johnson (Silver Bow), Jones, Kenyon, King, Lakin, Larson, McDonald (Silver Bow), Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Rhoads, Rickard, Riggs, Rixon, Roberts, Sales, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Treloar, Troy, Wade, Wallace. Total, 64.

Noes: None.

Absent and not voting: Allen, Arnold, Beley, Berglin, Blomquist, Brasier, Brooks, Brown (Mineral), Buell, Chatfield, Crumbaker, Dunbar, English, Felton, Goodland, Haskell, Hathaway, Haynes, Johnson (Deer Lodge), Kemp, Knudsvig, McDonald (Silver Bow), McQuarrie, Ogden, Phelps, Provinse, Ray, Reeves, Reid, Rodgers, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Sickler, Stevens, Stoner, Swift, Warren, Wilcomb, Williams, Worden, Mr. Speaker. Total, 44.

On motion, House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were read first and second times and referred to the following committees:

S. Sub. for H. B. No. 278, by Committee on Revenue and Taxation, A Bill for an Act entitled: "An Act regulating the sale of coal, cement, cement plaster, gypsum plaster or other by-products of cement within the State of Montana, requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this State of retailing or selling at retail said com

odities to pay to the County Treasurer for engaging in or carrying on such occupation or business, certain license taxes, fixing the amount of such license taxes and prescribing a method for the assessment and collection thereof, prescribing penalties for violation of this Act, and repealing Chapter 80 Acts of the Twelfth Legislative Assembly of the State of Montana, entitled, An Act relating to and regulating the sale of coal within the State of Montana requiring all persons, associations or corporations retailing or selling at retail coal of any kind, to take license and providing penalties for violation of this Act." Referred to Committee on Revenue and Taxation.

S. B. No. 135, by Lewis, A Bill for an Act entitled: "An Act to amend Sections 2, 3, 9, 10, 13, 16, 17, 18, 21 and 32 and to repeal Sections 20, and 22 of the Law initiated and passed by the people of the State of Montana at the General Election of 1912, entitled: 'A Bill to propose by initiative petition a law to provide for party nominations by direct vote, and to add two new Sections hereto to be known as Sections 3A and 3B.'" Referred to Committee on Apportionment and Representation.

S. B. No. 136, by Lewis, A Bill for an Act entitled: "An Act to amend Sections 1 and 2 of the law initiated and passed by the people of the State of Montana at the General Election of 1912, entitled: 'A Bill to propose by initiative petition a law to provide for the expression by the people of the State of Montana of their preference for party candidates for President and Vice-President of the United States, the election of delegates to Presidential Conventions and the nomination of Presidential Conventions, and the nomination of Presidential electors by direct vote.'" Referred to Committee on Apportionment and Representation.

S. Sub. for Sub. for H. B. No. 21, introduced by Judiciary Committee, A Bill for an Act entitled: "An Act to amend Sections 3, 4, and 7 of Chapter 83 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, entitled: 'An Act relating to the Mothers' Pension and for the care of dependent children in their own home by their mother, the father of said children being dead or an inmate of some Montana State Institution, or has failed to provide for said children for a period of one year or more, or who is physically or mentally incapacitated and whose mother is financially unable to support such children, providing a penalty for the violation thereof, and repealing Sections 1, 2, 3, 4, 6, and 7, of Chapter 86 of the Session Laws of the Fourteenth Legislative Assembly, and to add a new Section thereto to be known as Section 7A, relating to new trials and appeals, and repealing Chapter 86 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana, relating to financial aid in the care of dependent children, and repealing Chapter 198 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to Mothers' Pension and the care of dependent children.'" Referred to Committee on Judiciary.

Upon motion House reverted to Order of Business No. 3,

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker: We, your Joint Conference Committee, having had under consideration H. B. No. 114, introduced by Committee on Revenue and Taxation, entitled: "An Act requiring every person, firm, association, joint stock company and corporation engaged in or carrying on the business of producing or manufacturing cement, cement plaster, or gypsum plaster, in the State shall pay to the State Treasurer for engaging in and carrying on such business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees; prescribing a method for the assessment and collection thereof, and prescribing penalties for violations of the provisions of this Act," beg leave to report with the recommendation that the Senate recede from amendment introduced in the Committee of the Whole in the Senate, in line 1, of Section 2, and line 30 of Section 2, and that the other amendments as amended by the Committee on Taxation in the Senate be concurred in.

TRELOAR
COONEY
SCHARNIKOW

CONNELLY
GALLWEY
HARMON

Report adopted.

Upon motion of Rodgers the request of the Senate relative to the return of H. B. No. 114 was complied with and the Chief Clerk of the House was instructed to return the bill.

Upon motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Revenue and Taxation, having had under consideration S. Sub. for H. B. No. 278, respectfully report as follows:

That S. Sub. for H. B. No. 278 be amended as follows:

Amend Section 2 of the original bill, line 18 by striking out the words and figures "ten" after the words "equal to" and insert in lieu thereof the words and figures "five".

Amend Section 4 of the original bill, line 23, after the word "license" strike out the word "fee" and insert the word "tax" in lieu thereof, and when so amended that bill do pass.

Report adopted.

COONEY, Chairman.

Mr. Speaker: We, your Committee on Apportionment and Representation having had under consideration S. B. No. 135, A Bill for an Act entitled: "An Act to amend Sections 2, 3, 9, 10, 13, 16, 17, 18, 21, and 32, and to repeal Sections 20 and 22 of the Law initiated and passed by the people of the State of Montana at the General Election of 1912, entitled: 'A Bill to propose by initiative petitions a law to provide for party nominations by direct vote and to add two new Sections thereto to be known as Section 3A and 3B, respectfully report as follows: That S. B. No. 135 be concurred in.

Report adopted.

BROCKWAY, Chairman.

Mr. Speaker: We, your Committee on Apportionment and Representation having had under consideration S. B. No. 136, a Bill for an Act entitled: "An Act to amend Sections 1 and 2, of the laws initiated and passed by the people of the State of Montana at the General Election of 1912, entitled: 'A Bill to propose by initiative petition a law to provide for the expression by the people of the State of Montana of their preference for party candidates for President and vice-president of the United States, the election of delegates to presidential conventions, and the nomination of presidential electors by direct vote", respectfully report as follows: That S. B. No. 136 be concurred in.

Report adopted.

BROCKWAY, Chairman.

Upon motion of Brasier, duly seconded and carried, the Chief Clerk was instructed to request from the Senate the return of H. B. No. 114 for further Consideration by the House.

Upon motion of Cooney, duly seconded and carried, Sub. S. B. No. 278 was reported printed and placed on General Orders.

As an amendment, Brockway moved that H. B. No. 135 and 136 be added to S. B. No. 278 and placed on General Orders, duly seconded and carried.

Upon motion, by Cooney, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Fairgrieve in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had Business of General Orders under consideration, report as follows:

That S. Sub. for H. B. No. 278 be concurred in.

S. B. No. 136 be concurred in.

S. B. No. 135 be concurred in with the following amendments: Amend Section 14 of the Engrossed Bill to read as follows:

"Upon the passage and approval of this Act the State Central Committee of each political party shall have the power to elect a National Committeeman, who shall hold the office of National Committeeman of his party from the date of his election until the date of the primary election held in the year 1924".

"Amend Section 3 by striking out line 33, after the word "shall" all of said line and all of lines 34, 35, 36, 37, 38, 39, 40 and 41."

Report adopted.

FAIRGRIEVE, Chairman.

On motion, House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

We, your Joint Conference Committee on House Bill No. 115, introduced by Committee on Revenue and Taxation, recommend that the House accept the Senate Amendments to said House Bill No. 115.

CONE, Chairman Senate Committee.

SCHARNIKOW, Chairman House Committee.

The report of the Joint Conference Committee on H. B. No. 115 was adopted by the following roll call:

Ayes: Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Conser, Dodds, Dowlin (Yellowstone), Felton, Gillette, Goodland, Green (Dawson), Hanson, Haynes, Hills, Hunter, Jones, Kenyon, King, Knudsvig, MacDonald (Flathead), Ogden, O'Hara, Parsons, Peden, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rouleau, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Snell, Spencer, Swift, Williams. Total, 47.

Noes: Anderson, Arnold, Austin, Beley, Brown (Mineral), Carlson, Charters, Cooney, Covell, Daily, Dunbar, Dunn, English, Faust, Geis, Goodman, Green (Flathead), Gullidge, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Kemp, McDonald (Silver Bow), McQuarrie, Northey, Penewell, Rickard, Rigs, Rixon, Roberts, Rodgers, Scharnikow, Spratt, Stevens, Treloar, Troy, Wade, Wilcomb, Mr. Speaker. Total, 39.

Absent and not voting: Allen, Berglin, Brockway, Brooks, Chatfield, Crumaker, Dillavou, Dowlin (Rosebud), Fairgrieve, Haskell, Johnson (Silver Bow), Lakin, Larson, Phelps, Sandy, Sickler, Silver, Smith, Stoner, Wallace, Warren, Worden. Total, 22.

Mr. Speaker: We, your Joint Conference Committee, having had under consideration Substitute for House Bill No. 113, beg leave to report that the House concur in Senate Amendments, as adopted by Committee on Taxation of the Senate and Committee of the Whole.

CONNELLY
GALLWEY
LEUTHOLD

McQUARRIE
HAYNES
McDONALD

Report adopted.

On motion House reverted to Order of Business No. 9.

THIRD READING OF HOUSE BILLS.

S. Sub. H. B. No. 278, by Revenue and Taxation, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Cady, Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dunbar, Dunn, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Reeves, Reid, Rickard, Rigs, Rixon, Sales, Scharnikow, Scofield, Silver, Skulason, Snell, Spencer, Spratt, Swift, Treloar, Troy, Wade, Wilcomb. Total, 67.

Noes: Brown (Mineral), Carlson. Total, 2.

Absent and not voting: Beley, Brasier, Brooks, Buell, Charters, Chatfield, Crumbaker, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), English, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haskell, Hathaway, Hunter, Jones, Northey, Phelps, Ray, Rhoads, Roberts, Rodgers, Rouleau, Sandy, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Smith, Stevens, Stoner, Wallace, Warren, Williams, Worden, Mr. Speaker. Total, 39.

S. B. No. 136, by Lewis, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Anderson, Beley, Bell, Berglin, Blomquist, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Fairgrieve, Geis, Gillette, Goodman, Green (Dawson), Greer (Flathead), Hanson, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Lakin, Larson, Northey, Ogden, Parsons, Peden, Penewell, Provinse, Rixon, Roberts, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Spencer, Swift, Treloar, Wade, Wilcomb. Total, 48.

Noes: Allen, Bergeson, Boorman, Brown (Mineral), Carlson, Cavanaugh, Goodland, Hathaway, King, MacDonald (Flathead), McDonald (Silver Bow), O'Hara, Perrine, Rickard, Riggs, Rodgers, Scharnikow, Silver, Skulason, Smith, Spratt, Stoner, Troy. Total, 23.

Absent and not voting: Arnold, Austin, Black, Brooks, Buell, Cady, Charters, Chatfield, Crumbaker, Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Felton, Gullidge, Haskell, Haynes, Hunter, Jones, Knudsvig, McQuarrie, Phelps, Ray, Reeves, Reid, Rhoads, Rouleau, Shoemaker (Lewis and Clark), Sickler, Snell, Stevens, Wallace, Warren, Williams, Worden, Mr. Speaker. Total, 37.

S. B. N. 135 by Lewis, having been read three several times, title and history agreed to, failed of concurrence by the following roll call:

Ayes: Anderson, Beley, Bell, Berglin, Black, Blomquist, Brockway, Brooks, Brown (Lewis and Clark), Conser, Covell, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Faust, Geis, Gillette, Goodman, Hills, Johnson (Fergus), Johnson (Silver Bow), Kenyon, Lakin, MacDonald (Flathead), Parsons, Penewell, Provinse, Rixon, Roberts, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Spencer, Wilcomb. Total, 36.

Noes: Bergeson, Boorman, Brasier, Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Cooney, Daily, Dunn, Goodland, Green (Dawson), Green (Flathead), Hathaway, Jones, King, Knudsvig, McDonald (Silver Bow), McQuarrie, Peden, Perrine, Ray, Rickard, Riggs, Rodgers, Rouleau, Scharnikow, Silver, Skulason, Smith, Snell, Spratt, Stevens, Stoner, Treloar, Troy, Wade, Wallace, Williams. Total, 40.

Absent and not voting: Allen, Arnold, Austin, Bohling, Buell, Chatfield, Crumbaker, Dunbar, English, Felton, Gullidge, Hanson, Haskell, Haynes, Hunter, Johnson (Deer Lodge), Kemp, Larson, Northey, Ogden, O'Hara, Phelps, Reeves, Reid, Rhoads, Sales, Sandy, Sickler, Swift, Warren, Worden, Mr. Speaker. Total, 32.

On motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were read first and second times, and referred to Committees as follows:

S. Sub. for H. B. No. 32, by Bergeson, a Bill for an Act entitled: "An Act to amend sections 2 and 3 of chapter 79 Acts of the Fifteenth Legislative Assembly, entitled: 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method of collection of such license fee and repealing section 2773 of the Revised Codes of the State of Montana of 1907 as amended by the Act approved March 1st, 1911, entitled: 'An Act to amend Section 2773 of the Revised Codes of the State of Montana of 1907, and sections 2774 and 2775 of the Revised Codes of Montana of 1907 as amended by chapter 69 and 208 of the Acts of the Sixteenth Legislative Assembly,'" referred to Committee on Ways and Means.

S. Sub. for H. B. No. 266, by Committee on Judiciary, a Bill for an Act entitled: "An Act to amend section 17 of chapter 122 of the Acts of the Fourteenth Legislative Assembly, providing for posting supplemental lists of registered electors and for the form of precinct poll books." Referred to Committee on Judiciary.

S. B. No. 279, by Hazelbaker, a Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to section 20, article 7 of the constitution of the State of Montana, providing that the governor, secretary of state and attorney general shall constitute a state board of examiners until other provisions shall have been made by law and prescribe the powers and duties of said state board of examiners." Referred to Committee on constitutional amendments.

S. B. No. 290, by Edwards, a Bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article 12 of the Constitution as amended, creating county boards of equalization and a state commission, and defining their powers and duties." Referred to Committee on Constitutional Amendments.

Upon motion House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

Your Committee on House Employees, recommend that the Speaker of the House be authorized to certify for payment, the wages of all employees on Sundays, which was under a former report of this Committee, withheld until the close of the Session, and further recommend that the employees of the House, still in the employ of the House on this day, other than the employees whose day retained to remain for nine days after the close of the Session, be paid for an additional day's compensation for extra services rendered incident to the closing day of the Session.

HOUSE EMPLOYEES' COMMITTEE

By JONES, Chairman.

Resolution adopted.

Resolution adopted.

Upon motion of Shoemaker, House recessed subject to call of the chair.

House resumed pursuant to recess.

Mr. Speaker in chair.

MOTIONS AND RESOLUTIONS.

Upon motion by Faust, H. B. No. 97 was placed on foot of list on Third Reading.

THIRD READING OF HOUSE BILLS.

The Senate Amendments to Sub. H. B. No. 8, by Dillavou, were concurred in by an aye and no vote.

The Senate Amendments to Sub. H. B. No. 213, by McDonald of Silver Bow, were concurred in by an aye and no vote.

The Senate Amendments to H. B. No. 396, by Committee on Appropriations, were concurred in by an aye and no vote.

Upon motion of O'Hara, duly seconded and carried, the House refused to concur in Senate Amendments to Substitute H. B. No. 54, and the Speaker appointed a new Conference Committee of three to act with a like Committee from the Senate, relative to Senate Amendments on Substitute H. B. No. 54, as follows:

O'Hara of Ravalli, McDonald of Silver Bow, and Felton of Chouteau.

Faust moved the concurrence of Senate Amendments to H. B. No. 97.

As a substitute O'Hara moved that the House refused to concur in the Senate Amendments and that the Speaker appoint a new committee to act with a like committee from the Senate relative to Senate Amendments on H. B. No. 97, duly seconded and carried. Pursuant to the above motion, the Speaker appointed the following: Faust of Granite, MacDonald of Flathead and Skulason of Sanders.

Dillavou moved to reconsider the vote on S. B. No. 135.

As a substitute Hathaway moved to lay above motion on the table.

On a question of quorum arising, a call of the House was demanded and the following members found absent: Allen, Austin, Berglin, Blomquist, Brockway, Buell, Charters, Goodman, Green (Flathead), Kenyon, King, Penewell, Rickard, Scharnikow, Williams. Total, 15.

Upon motion by Smith, duly seconded and carried, further call of the House was suspended.

Upon motion of Dillavou, duly seconded and carried, the Senate was requested to return S. B. No. 135.

As a substitute Hathaway moved to lay the above motion on the table which motion was lost by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Brasier, Brown (Mineral), Carlson, Cavanaugh, Cooney, Dodds, Dowlin (Rosebud), Dunn, Felton, Goodland, Goodman, Hathaway, Hunter, Johnson (Deer Lodge), Jones, McDonald (Silver Bow), Perrine, Riggs, Rodgers, Rouleau, Sales, Silver, Smith, Snel, Spratt, Stevens, Stoner, Troy, Mr. Speaker. Total, 34.

Noes: Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brooks, Brown (Lewis and Clark), Buell, Cady, Charters, Chatfield, Conser, Covell, Dillavou, Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Geis, Gillette, Green (Dawson), Gullidge, Hanson, Haynes, Hills, Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Phelps, Province, Ray, Reeves, Reid, Rhoads, Rickard, Rixon, Roberts, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Spencer, Swift, Wade, Wallace, Wilcomb. Total, 60.

Absent and not voting: Berglin, Brockway, Crumbaker, Green (Flathead), Haskell, King, Penewell, Sandy, Scharnikow, Sickler, Treloar, Warren, Williams, Worden. Total, 14.

Upon motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker:

We, your Joint Conference Committee, appointed to consider House Bill No. 393, introduced by Committee on Appropriations, being a Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the state boards, commissions and departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923," having had the same under consideration, beg leave to report and recommend that the Senate recede from the Senate amendments, which are as follows:

By striking out on page 2, lines 8 and 9 the following words and figures: "Twelve Thousand Two Hundred Dollars (\$12,200.00)," and inserting in lieu thereof the following words and figures: "for the purpose of employing such numbers of persons as may be deemed necessary, and that they be appointed by the Governor for the purpose of securing an equitable and just valuation of all property of the State of Montana for taxable purposes, twenty-five thousand dollars (\$25,000.00)."

And on page 3, lines 9 and 10, by striking out the following words and figures: "Twelve Thousand and Two Hundred Dollars (\$12,200.00)", and inserting in lieu thereof the following words and figures: "for the purpose of employing such numbers of persons as may be deemed necessary, and that they be appointed by the Governor for the purpose of securing an equitable and just valuation of all property of the State of Montana for taxable purposes, twenty-five thousand dollars (\$25,000.00)."

The House conference committee, assuming the position that the Governor had not requested this appropriation, refused to concur, and the Senate Committee, while still maintaining the advisability of their position, and realizing the necessity of scientific knowledge as to the taxation condition of the State

believes and is convinced that the amendments should be sustained, yet, deferring to the position taken by the House, recommends that the Senate recede from the Senate amendments.

BURLINGAME,

Chairman Senate Committee.

W. E. DOWLIN,

Chairman House Committee.

The above report was adopted by the following roll call:

Ayes: Allen, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Hatfield, Conser, Cooney, Covell, Daily, Dillavon, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Gullidge, Hanson Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Silver Bow), Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Troy, Wade, Wallace, Wilcomb, Mr. Speaker. Total, 82.

Noes: Jones. Total, 1.

Absent and not voting: Anderson, Austin, Boorman, Brown (Mineral), Carlson, Cavanaugh, Charters, Crumbaker, Dodds, Dowlin (Bosebud), Green Flathead, Haskell, Hathaway, Johnson (Silver Bow), McQuarrie, Parsons, Roueau, Sandy, Scharnikow, Sickler, Stevens, Treloar, Warren, Williams, Worden. Total, 25.

Mr. Speaker:

We, your Joint Conference Committee, appointed to consider House Bill No. 270, introduced by Committee on Appropriations, being a Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the state boards, commissions and departments of the State of Montana for the period beginning July 1, 1921, and ending June 30, 1923," having had the same under consideration, beg leave to recommend that the Senate recede from its amendment by which, on page 3 in lines 27 and 28, the words and figures "Five Thousand Thirty-seven dollars, \$5,037.00" were stricken out and the words and figures "Eighteen Hundred Dollars, \$1,800.00" inserted; and recommend the following amendment: that said bill be amended on page 3, lines 27 and 28, by striking out the words and figures "Five Thousand thirty-seven dollars (\$5,037.00)," and inserting in lieu thereof the words and figures "four thousand dollars, \$4,000.00."

And that the Senate recede from its amendment by which, on page 7, line 23, the words and figures "Six Thousand Two Hundred and twenty-eight dollars, \$6,228.00" were stricken out and the words and figures "eighteen hundred dollars, \$1,800.00" inserted in lieu thereof; and that line 23 on page 7 be amended by striking out the words and figures "six thousand two hundred and twenty-eight dollars, \$6,228.00" and inserting in lieu thereof the words and figures "four thousand dollars, \$4,000.00."

And that the House concur in the Senate amendments as follows: On page 4, lines 14 and 15, by striking out the following words and figures: "Ten Thousand Eight Hundred and Fifty-Two Dollars and fifty cents, \$10,852.50," and inserting in lieu thereof the following words and figures: "Thirteen Thousand Eight Hundred Fifty-Two Dollars and fifty cents, \$13,852.50;" on page 8, lines 3, 4, and 5, by striking out the following words and figures: "Ten Thousand Eight Hundred and Fifty-Two Dollars and Fifty cents, \$10,852.50," and inserting in lieu thereof the following words and figures: "Thirteen Thousand Eight Hundred Fifty-Two Dollars and Fifty cents, \$13,852.50;"

And that as so amended, the bill be concurred in.

SLATTERY, Chairman Senate Committee.

BERGESON, Chairman House Committee.

The above report was adopted by the following roll call:

Ayes: Allen, Bergeson, Berglin, Blomquist, Bohling, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Dillavou, Dowlin (Yellowstone), Dunn, Faust, Felton, Geis, Gillette, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Kenyon, Knudsvig, Larson, McDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Phelps, Provinse, Reeves, Reid, Rhoads, Rixon, Roberts, Rodgers, Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Swift, Wilcomb, Williams, Mr. Speaker. Total, 48.

Noes: Arnold, Boorman, Carlson, Charters, Chatfield, Cooney, Daily, Dunbar, English, Green (Dawson), Gullidge, Jones, Kemp, MacDonald (Flathead), O'Hara, Perrine, Ray, Rickard, Riggs, Rouleau, Sales, Scofield, Stoner, Troy. Total, 24.

Absent and not voting: Anderson, Austin, Beley, Bell, Black, Brasier, Brockway, Brooks, Conser, Covell, Crumbaker, Dodds, Dowlin (Rosebud), Fairgrieve, Goodland, Goodman, Green (Flathead), Haskell, Hathaway, Johnson (Silver Bow), King, Lakin, McQuarrie, Penewell, Sandy, Scharnikow, Shoemaker (Lewis and Clark), Sickler, Skulason, Spratt, Stevens, Treloar, Wade, Wallace, Warren, Worden. Total, 36.

Speaker Pro Tem in chair.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Substitute for substitute for House Bill No. 21, being a bill for an Act entitled, an Act to amend section 3, 4 and 7 of chapter 83 of the Session Laws of the Fifteenth Legislative Assembly of the State of Montana, entitled: "An Act relating to a Mothers' Pension and for the care of dependent children in their own home by their mother, the father of said children being dead or an inmate of some Montana State Institution, or who has failed to provide for said children for a period of one year or more, or who is physically or mentally incapacitated and whose mother is financially unable to support such children, providing a penalty for the violation thereof, and repealing sections 1, 2, 3, 4, 5, 6, and 7 of chapter 86 of the Session Laws of the Fourteenth Legislative Assembly" and to add a new section thereto to be known as Section 7A, relating to new trials and appeals, and repealing chapter 86 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana, relating to financial aid in the care of dependent children, and repealing chapter 198 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, relating to Mothers' pensions, and the care of dependent children," beg leave to report as follows: That Senate Substitute for Substitute for House Bill No. 21 be concurred in.

O'HARA Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Ways and Means, having had under consideration S. Sub. for H. B. No. 32, entitled: "An Act to amend sections 2 and 3 of chapter 79 acts of the Fifteenth Legislative Assembly, entitled: 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method of collecting such license fee, and repealing section 2773 of the Revised Codes of the State of Montana of 1907 as amended by the Act approved March 1st, 1911, entitled, 'An Act to amend section 2773 of the Revised Codes of the State of Montana of 1907 and sections 2774 and 2777 of the Revised Codes of Montana of 1907, as amended by chapters 69 and 208 of the acts of the Sixteenth Legislative Assembly,'" respectfully report as follows: That S. Sub. for H. B. No. 32 be concurred in.

BERGESON. Chairman.

Report adopted.

Mr. Speaker:

We, our Committee on Judiciary, having had under consideration S. Sub. for H. B. No. 266, introduced by Senate Judiciary Committee, being a Bill for an Act entitled: "An Act to amend section 17 chapter 122 of the Acts of the Fourteenth Legislative Assembly, providing for posting supplemental lists of registered electors and for the form of precinct poll books" respectfully report that we have duly considered the same and recommend that the same be concurred in.

O'HARA Chairman.

Report adopted.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the privilege of the floor was given to Mr. Scofield, of Powder River, who thereupon delivered to the members of the Seventeenth Legislative Assembly a brief eloquent address.

Upon motion by Dillavou, duly seconded and carried, the House now resolved itself into a committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

McDonald of Silver Bow in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration business in General Orders, respectfully report as follows: that

Sen. Sub. for H. B. No. 32 be concurred in.

Sen. Sub. for Sub. for H. B. No. 21 be concurred in.

Sen. Sub. for H. B. No. 266 be concurred in.

McDONALD, of Silver Bow, Chairman.

Report adopted.

On motion the House reverted to Order of Business No. 8.

THIRD READING OF SENATE BILLS.

The Senate Amendments to H. Sub. S. B. No. 97, by Haley, were concurred in by the following roll call:

Ayes: Arnold, Bell, Berglin, Black, Blomquist, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Cady, Cavanaugh, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunn, English, Fairgrieve, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Johnson (Deer Lodge), Johnson (Fergus), Johnson Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McQuarrie, Northey, Ogden, Peden, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Roberts, Rodgers, Sales, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Spencer, Spratt, Swift, Troy, Wallace, Wilcomb, Williams. Total, 60.

Noes: Brown (Mineral), Carlson, Hathaway, Rouleau, Stoner. Total, 5.

Absent and not voting: Allen, Anderson, Austin, Beley, Bergeson, Bohling, Brasier, Buell, Charters, Chatfield, Crumbaker, Dowlin (Rosebud), Dunbar, Faust, Felton, Geis, Gullidge, Hanson, Haskell, Haynes, Hills, Hunter, Jones, King, MacDonald (Flathead), McDonald (Silver Bow), O'Hara, Parsons, Penevell, Phelps, Riggs, Rixon, Sandy, Scharnikow, Shoemaker (Yellowstone), Sickler, Snell, Stevens, Treloar, Wade, Warren, Worden, Mr. Speaker. Total, 43.

S. Sub. for H. B. No. 32, by Bergeson, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Arnold, Bell, Berglin, Black, Blomquist, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Cady, Charters, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Perrine, Provinse,

Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Spencer, Spratt, Stoner, Swift, Troy, Wade, Wallace, Wilcomb, Williams. Total, 69.

Noes: Brown (Mineral). Total, 1.

Absent and not voting: Allen, Anderson, Austin, Beley, Bergeson, Bohling, Brooks, Buell, Carlson, Cavanaugh, Chatfield, Conser, Crumbaker, Faust, Felton, Gullidge, Haskell, Hills, Hunter, Jones, King, MacDonald (Flathead), O'Hara, Penewell, Phelps, Ray, Rodgers, Sales, Sandy, Scharnikow, Shoemaker (Yellowstone), Sickler, Snell, Stevens, Treloar, Warren, Worden, Mr. Speaker. Total, 38.

S. Sub. for H. B. No. 21, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Beley, Bergeson, Berglin, Black, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Cady, Cavanaugh, Charters, Chatfield, Conser, Covell, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Gullidge, Hanson, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Provinse, Ray, Reeves, Rhoads, Rixon, Roberts, Rodgers, Scharnikow, Shoemaker (Yellowstone), Silver, Snell, Spencer, Spratt, Swift, Wallace, Wilcomb. Total, 63.

Noes: Bell, Blomquist, Bohling, Brown (Mineral), Carlson, Cooney, Dodds, Goodman, Green (Dawson), Green (Flathead), Hathaway, Perrine, Rickard, Riggs, Rouleau, Sales, Scofield, Skulason, Smith, Stevens, Stoner, Troy, Wade, Williams. Total, 24.

Absent and not voting: Anderson, Arnold, Austin, Brooks, Buell, Crumbaker, Faust, Haskell, Hills, MacDonald (Flathead), O'Hara, Penewell, Phelps, Reid, Sandy, Shoemaker (Lewis and Clark), Sickler, Treloar, Warren, Worden, Mr. Speaker. Total, 21.

Upon a question of quorum arising, a call of the House was demanded and the following members found absent: Anderson, Brooks, Crumbaker, Dunn, Hunter, King, Penewell, Phelps, Sandy, Snell. Total, 10.

Upon motion of Johnson of Deer Lodge, call of the House was suspended by the following roll call:

Ayes: Allen, Arnold, Beley, Bergeson, Berglin, Black, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Cady, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, Parsons, Peden, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Spencer, Spratt, Stevens, Swift, Troy, Wade, Wallace, Wilcomb. Total, 73.

Noes: Bell, Blomquist, Brown (Mineral), Carlson, Hathaway, Jones, McQuarrie, Perrine, Smith, Stoner, Williams. Total, 11.

Absent and not voting: Anderson, Austin, Bohling, Brooks, Buell, Cavanaugh, Crumbaker, Dowlin (Rosebud), Haskell, Hills, Hunter, King, MacDonald (Flathead), O'Hara, Penewell, Phelps, Rhoads, Sales, Sickler, Snell, Treloar, Warren, Worden, Mr. Speaker. Total, 24.

S. Sub. H. B. No. 266, by Committee on Judiciary, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, Dunn, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Provinse, Reeves,

Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Spencer, Swift, Treloar, Wallace, Williams, Mr. Speaker. Total, 74.

Noes: Hathaway, Stevens, Stoner, Troy. Total, 4.

Absent and not voting: Austin, Crumbaker, Dodds, Dowlin (Rosebud), English, Fairgrieve, Faust, Felton, Haskell, Hills, Hunter, Kenyon, King, MacDonald (Flathead), O'Hara, Phelps, Ray, Reid, Rhoads, Sales, Sandy, Scharikow, Sickler, Skulason, Snell, Spratt, Wade, Warren, Wilcomb, Worden. Total, 30.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Constitutional amendments, having had under consideration S. B. No. 297, an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to section 20, article 7 of the constitution of the State of Montana, providing that the Governor, secretary of state, and attorney general shall constitute a state board of examiners until other provisions shall have been made by law and prescribing the powers and duties of said state board of examiners."

Also Senate Bill No. 299, being an Act for "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of article XII of the constitution as amended; creating county boards of equalization, and a state tax commission, and defining their powers and duties." Report that the same be concurred in.

ENGLISH, Chairman.

Report not adopted.

Upon motion of Dillavou, duly seconded and carried, the House recessed for 2 hours.

House resumed.

Speaker Pro Tem in chair.

Upon motion of Buell, seconded and carried, the Conference Committee conferring upon H. B. No. 172 being unable to agree, the committee was discharged and a new committee to confer with a like committee from the Senate appointed.

The Speaker Pro Tem appointed Felton, Ray and Gullidge.

On motion, House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committee:

Mr. Speaker:

We, your Conference Committee, appointed to consider the amendments to H. B. No. 97, inserted by the Senate, respectfully report as follows:

The Senate does not recede to amendments and your committee unanimously recommends the adoption of the following:

On page 67 after the word "act" insert the following "all acts in conflict herewith are hereby repealed" and as submitted recommend concurrence.

Edwards, Gallwey, Cooper, Faust, Skulason, MacDonald.

The above report was adopted and the Senate amendments to H. B. No. 97 as recommended in report of Joint Conference Committee were concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Black, Blomquist, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Carlson, Cavanaugh, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Felton, Geis, Goodand, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, Parsons, Peden, Penewell, Perrine, Provine, Ray,

Reeves, Reid, Rickard, Rixon, Roberts, Rodgers, Sandy, Scofield, Shoemaker (Lewis and Clark), Sickler, Silver, Snell, Spratt, Stevens, Stoner, Swift, Thloar, Wade, Wallace, Williams. Total, 77.

Noes: Boorman, O'Hara, Riggs, Spencer. Total, 4.

Absent and not voting: Austin, Bergeson, Berglin, Brooks, Charters, Chaffield, Dowlin (Rosebud), Dunbar, Gillette, Haskell, Hills, Johnson (Fergus King), Knudsvig, Phelps, Rhoads, Rouleau, Sales, Scharnikow, Shoemaker (Yellowstone), Skulason, Smith, Troy, Warren, Wilcomb, Worden, Mr. Speaker. Total, 27.

The Speaker Pro Tem gave notice and signed in open session the following bills:

S. B. No. 115 by Kirton.

S. B. No. 205 by Joint Committee on Agriculture, Livestock, Dairies and Dairying.

S. B. No. 213 by Heren.

S. B. No. 193 by Donlan.

S. B. No. 216 by Siegfriedt.

Sub. S. B. No. 130 by Greening.

S. B. No. 73 by Booth.

S. B. No. 256 by Foster.

S. B. No. 290 by Donlan.

Sub. S. B. No. 22 by Booth.

S. B. No. 8 by Booth.

S. B. No. 241 by Cone.

S. B. No. 169 by Long.

S. B. No. 297 by Leuthold.

S. B. No. 231 by Hefferlin.

S. B. No. 141 by Junod.

S. B. No. 194 by Church.

S. B. No. 203 by Slattery.

Sub. S. B. No. 117 by Paul.

S. B. No. 136 by Lewis.

S. B. No. 202 by Gallwey.

Sub. S. B. No. 113 by Harmon.

S. Sub. for H. B. No. 278 by Revenue and Taxation.

S. B. No. 247 by Booth, Slattery, Paul, Lewis, Coburn, Kirton, Burleigh, Stewart, Parker.

S. B. No. 126 by Pauline.

S. B. No. 267 by Junod and Hazelbaker.

S. B. No. 103 by Dearborn.

Upon motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Enrollment, respectfully report as follows:

That H. B. Nos. 222, 284, 283, 105, 45, Sub. H. B. 104, H. B. 141, 2175, 72, 230, 210, 164, 137, 244, 362, Sub. H. B. 17, H. B. 320, 227, 365, 386, 34133, 317, 280, 337, and H. J. M. 16, 7, 9 and 14, and H. B. 387, 359, 229, 20, and Sub. H. B. 116, Sub. H. B. 148, and H. B. 385, 220, 375, 384, 303, 170, 20381, 358, 70, 377, and H. J. M. No. 1, have been delivered to the Governor's office for his approval.

BLACK, Chairman.

Report adopted.

The Speaker Pro Tem gave notice and signed in open session the following bills:

H. B. No. 11 by Bergeson.

H. B. No. 125 by Committee on Revenue and Taxation.

H. B. No. 375 by Committee on Appropriations.

H. B. No. 374 by Committee on Appropriations.

H. B. No. 171 by Committee on Appropriations.

- H. B. No. 390 by Committee on Appropriations.
 H. B. No. 400 by Committee on Appropriations.
 H. B. No. 401 by Committee on Appropriations.
 H. B. No. 258 by Bohling.
 H. B. No. 397 by Committee on Appropriations.
 H. B. No. 78 by Troy, Skulason, Riggs, Dowlin of Rosebud and Rodgers.
 H. B. No. 366 by Committee on Revenue and Taxation.
 Sub. H. B. No. 56 by Senate and House Committee on Workmen's Compensation acting jointly.
 H. B. No. 399 by Committee on Appropriations.
 H. B. No. 197 by Swift.
 H. B. No. 392 by Committee on Appropriations.
 H. B. No. 388 by Committee on Appropriations.
 H. B. No. 395 by Committee on Appropriations.
 H. B. No. 394 by Committee on Appropriations.
 H. B. No. 398 by Committee on Appropriations.
 H. B. No. 269 by Faust.
 H. B. No. 391 by Committee on Appropriations.
 Sub. H. J. Mem. 7 by Committee on Military Affairs.
 Upon motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker:

We, your Joint Conference Committee, having had under consideration H. B. No. 172, introduced by Committee on Appropriations, entitled: "An Act appropriating money for the maintenance of certain of the executive departments and the judicial department of the State of Montana for two years, beginning July 1, 1921, and ending June 30th, 1923," recommend that the Senate recede from their amendments.

Report adopted.

FELTON, Chairman.

MOTIONS AND RESOLUTIONS.

Resolution to Harding by Reeves.

o The Hon. Warren G. Harding, President-Elect of the United States:

Whereas, the development, improvement and extension of our National Parks as an important bearing on the development of the west, and

Whereas, we believe the development of our National Parks is also of great importance and value to the entire nation, particularly because this brings about more liberal use and enjoyment of the parks by the people, thereby causing them to appreciate more deeply the scenic wonders and beauties of their country and strengthening their patriotism and love of country therefore, and

Whereas, during the tenure of office of the Hon. Stephen T. Mather, director of the National Parks, the parks have been developed, improved and extended as never before and

Whereas, under the direction and leadership of Mr. Mather, the attendance and use of the national parks by and on the part of the people has increased more than 100 per cent in five years, therefore

Be it resolved, by the House of the State of Montana now in session, that we hereby express our satisfaction and confidence in the present administration of the National Parks by the National Park Service of the United States Government and that we petition the Hon. Warren G. Harding to continue in office and leadership the present director of national parks.

Be it further resolved, that a copy of this resolution be transmitted by the chief clerk of the House to the president of the United States.

Resolution adopted.

HOUSE JOINT RESOLUTION.

Introduced by sub-committee from committee on State Institutions, Public Buildings, and Grounds.

Whereas, the State of Montana has expended the sum of one million, two hundred ten thousand dollars for the construction, decoration and furnishing of its capital building in the city of Helena, to-wit, \$500,000.00 for the original building and \$650,000.00 for the wings added thereto, and \$60,000.00 for contractors' additional costs, and

Whereas, the above investment could not be duplicated at this day for less than three million dollars on account of the prevailing inflated costs of labor and material, and

Whereas, an inspection by a committee of the Legislative Assembly of the State of Montana, during the session of the Seventeenth Legislative Assembly in January, February and March, 1921, of the physical condition of said building, both exterior and interior, and of the grounds about said building, has revealed that the roof of the capitol is in a deficient state and leaking generally to the destruction and injury of the walls of said building, of the interior decorations thereof, and particularly to the destruction and injury of the invaluable and rare paintings on the walls thereof, and in many instances snow, water or rain has leaked into and upon the floors and furnishings of said buildings, and said physical inspection further disclosed that the exterior stone walls of said building were in many places crumbling and falling away from lack of proper attention, and copings and friezes were becoming discolored and broken, and said physical inspection further revealed that no major repairs had been made to the capitol building or the wings thereof, either on the exterior or in the interior of said building for a number of years and that many of the interior walls were suffering from lack of paint, calomine and wall preservative, and

Whereas, the report of the State Fire Marshal of Montana plainly shows that the capitol building and the livestock building and the board of health building are not adequately or reasonably furnished with fire protection, and that a six-inch water main should be introduced into the capitol grounds instead of the present four-inch main, and that three fire hydrants should be installed on said grounds, one on each end of the capitol building and one in the eastern center of the capitol grounds, together with chemical fire protection and appliances installed in all the buildings, and

Whereas, it is the judgment of the Legislative Assembly of the State of Montana that the capitol buildings and the state buildings adjacent thereto should be fully and adequately protected by insurance as a safeguard for the investment of the public funds in said buildings, and it is the firm opinion of said Legislative Assembly that said buildings should be given immediate care and attention.

Now, therefore, be it Resolved, by the House of Representatives of the Seventeenth Legislative Assembly of the State of Montana, the Senate concurring, that the board of examiners of the State of Montana be and said board is hereby authorized, empowered and directed to expend the sum of seventy-five thousand dollars (\$75,000.00) out of any funds or moneys belonging to the State and available therefor, or so much of said sum of \$75,000.00 as may be necessary for major repairs for the walls of said capitol building, both exterior and interior and to the roof of said capitol building and for the decoration of said walls, and for the installation of water mains, fire protection appliances on the grounds about the buildings aforesaid, and for securing fire insurance on the buildings aforesaid in a sum not less than two hundred and fifty thousand dollars (\$250,000.00) and paying the premium or premiums thereon, and for such other repairs and betterments incidental to the object hereof as said state board of examiners may in its discretion find necessary and proper.

W. P. LAKIN of Custer

LEO H. BELL of Meagher,

P. C. JENSEN of Powder River.

On motion of Johnson of Deer Lodge, duly seconded and carried, the above resolution was referred to Appropriation Committee.

On motion the House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

Ir. Speaker :

We, your Joint Conference Committee, to whom was referred the Senate amendments to House Bill No. 54, by MacDonald of Flathead, beg leave to report as follows :

That the Senate recede from the following amendments :

Amend line 9 of said section by striking out the words "any quantity greater than one (1) quart."

The amendment: Amend line 21 by striking out the word "and" and inserting in lieu thereof the word "or."

The amendment: Amend section 2 of the printed bill by striking out in lines 9 and 10 the words "any quantity greater than one (1) quart."

The amendment: Amend line 35, by striking out the word "and" and inserting in lieu thereof the word "or."

And the amendment: Amend line 22 by adding after the word "years," the words "or both such fine and imprisonment."

JUNOD, Senate.

MacDONALD (Flathead), House.

MacDonald of Flathead moved the adoption of the above report.

As a substitute, Johnson of Deer Lodge moved that the report of Joint Conference Committee on H. B. No. 54 be rejected and any action of House on the bill be indefinitely postponed and the same was duly seconded and carried.

Ir. Speaker :

We, your Joint Special Investigating Committee of the House and Senate appointed for the purpose of inquiring into the disappearance of substitute for Senate Bill No. 117 from the desk of the Bill Clerk in the House Chamber, on or about the fifth day of February, 1921, beg leave to report and recommend as follows :

Section 1. That from the evidence submitted to your Joint Committee, we find that substitute for Senate Bill No. 117 disappeared from the desk of the Bill Clerk in the House Chamber at or near the hour of 10:45 A. M., February 5th, 1921.

That at the time of its disappearance it was not in the possession of any person, but was left a few minutes prior thereto on the desk of the Bill Clerk, who left his desk for the purpose of going to his office near the House Chamber.

That the assistant bill clerk left her desk and that no one was left in charge of the bill.

During the time while the bill clerk and assistant bill clerk were away from the desk and before they returned, substitute for senate bill No. 117 disappeared.

Section 2. We find that no person charged with the duty of caring for or keeping said bill, substitute for senate bill No. 117, is to be found guilty of misconduct or ulterior motives in connection with the disappearance of the same, and we have no criticism to offer against any person charged with the safe keeping of said bill, but we do criticize the careless manner in which this bill, together with others were left on the desk of the bill clerk without being in personal charge of someone duly authorized to care for the same.

Section 3. We recommend that hereafter all bills submitted to the care of the bill clerk of the House or Senate be kept strictly in charge at all times by some person duly authorized to keep the same so that they may be held accountable for the disappearance or loss of any bill in either house.

Section 4. We wish to thank all the witnesses who appeared and offered testimony concerning information relative to the disappearance of substitute for Senate Bill No. 117.

Respectfully submitted,

HEREN, Chairman.

PAUL.

STEWART, of Meagher.

SKULASON.

MOTIONS AND RESOLUTIONS.

Upon motion of Skulason, duly seconded and carried, the House by a standing vote, expressed its confidence in the entire desk force, and also its appreciation of the faithful and efficient service rendered by said force, during the present session.

Upon motion of MacDonald of Flathead, the House refused to concur in the Senate Amendments to H. B. No. 54 and a committee was appointed to further confer with a like committee from the Senate on said bill should the Senate desire to further confer on same. Committee appointed: MacDonald of Flathead, Dilavou of Yellowstone, Kemp of Missoula.

Upon motion of Johnson of D. L. the pages were excused from further service.

Upon motion of Shoemaker of Yellowstone, the House recessed subject to the call of the chair.

House resumed pursuant to recess.

Mr. Speaker in chair.

The following communication was received and read in the House:

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the report of a Joint Conference Committee, to whom was referred the Senate amendments to House Bill No. 54 was presented and read and on motion duly made seconded and carried, the report was not adopted, and the secretary was directed to so advise the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

Upon motion by Jones, duly seconded and carried, the action of the House on adoption of resolution presented earlier in the day pertaining to certain House employees was reconsidered.

On motion the House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

Your committee on House Employees recommend that the Speaker of the House is authorized to certify for payment the wages of employes for Sundays which was under a former report of this committee withheld until the close of the session, and we further recommend that the employees of the House be paid four extra days, and the Speaker of the House is authorized to certify for such additional time for the employees of the House.

HOUSE EMPLOYEES' COMMITTEE.

Report adopted.

Mr. Speaker:

We, your Committee on Enrollment, respectfully report the following House Bills have been correctly enrolled: 391, 197, 171, 392, 388, 11, 125, 373, 374, 78, 397, 258, 390, 400, 401, 395, 398, 269, 394, 399, Sub. for H. B. 56, H. B. 341, 366, and Sub. H. J. M. No. 7.

BLACK Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS.

House Resolution, introduced by Committee on House Employees:

Be It Resolved by the House of Representatives, that:

R. H. Wiedman, chief clerk of the House be employed for a period of nine days at Ten Dollars per day; and

That S. C. Moore, assistant chief clerk be employed for a period of nine days at Eight Dollars per day; and

That Grace Lamar, clerk in the chief clerk's office be employed for a period of nine days at Five Dollars per day; and

That Marie L. Simpson, Journal Clerk, be employed for a period of nine days at Eight Dollars per day; and

That Irma McCarthy be employed as clerk to the Journal Clerk for a period of nine days at Five Dollars per day; and

That Matilda Barnes be employed as clerk to the Journal Clerk for a period of nine days at Five Dollars per day; and

That Ernest McCuin be employed as assistant sergeant-at-arms for a period of nine days at Eight Dollars per day; and

That Lee Wood be employed as clerk to the Sergeant-at-Arms for a period of nine days at Six Dollars per day;

To take effect after the close of the extraordinary session of the Seventeenth Legislative Assembly to clear up all of the affairs of the House in the regular session of the Seventeenth Legislative Assembly in the office of the Chief Clerk, Journal Clerk, Bill Clerk, and Sergeant-at-Arms, and that the Chief Clerk of the House be authorized to certify to the State Auditor the pay roll for services rendered under the provisions of this resolution.

Upon motion by Conser, duly seconded and carried, the resolution offered to the Committee on House Employees was adopted.

Upon motion of O'Hara, duly seconded and carried, the name of Jos. Davis is included in list of employees to be retained for nine days.

Boorman moved that the action of the House, taken on S. B. No. 135, be considered.

As a substitute, Rouleau moved that above motion be laid on the table, which was duly seconded and carried.

The Speaker gave notice and signed in open session the following bills:

H. B. No. 273 by Dowlin of Rosebud.

Sub. H. B. No. 8 by Dillavou.

H. B. No. 293 by Committee on Appropriations.

H. B. No. 396 by Committee on Appropriations.

H. B. No. 402 by Committee on Appropriations.

H. B. No. 115 by Committee on Revenue and Taxation.

H. B. No. 47 by MacDonald of Flathead.

H. B. No. 271 by Committee on Appropriations.

H. B. No. 382 by Committee on Appropriations.

Sub. H. B. No. 117 by Committee on Revenue and Taxation.

H. B. No. 206 by Rixon.

H. B. No. 357 by MacDonald of Flathead.

H. B. No. 207 by Rixon.

H. Sub. S. B. No. 97 by Ways and Means Committee.

Sub. H. B. No. 27 by Committee on Judiciary.

Sub. H. B. No. 113 by Committee on Revenue and Taxation.

H. B. No. 380 by Committee on Ways and Means.

H. B. No. 270 by Committee on Appropriations.

H. B. No. 120 by MacDonald of Flathead.

S. Sub. H. B. No. 121 by Judiciary Committee.

H. B. No. 114 by Committee on Revenue and Taxation.

S. Sub. H. B. No. 266 by Committee on Judiciary.

On motion, House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

Upon motion by Rouleau, duly seconded and carried, the pay roll was made include the name of E. H. Roe as reading clerk from beginning of the session and he was granted his regular salary for the first two weeks of the session.

The Speaker gave notice and signed in open session, the following bills:

Sub. H. B. No. 154 by Committee on Revenue and Taxation.

H. B. No. 97 by Faust.

Sub. H. B. No. 13 by Committee on Fish and Game.

Sub. H. B. No. 213 by McDonald of Silver Bow.

H. B. No. 193 by Silver.

Sub. for H. B. No. 9 by Committee on Fish and Game.

S. Sub. for H. B. No. 32 by Bergeson.

H. B. No. 299 by Committee on Livestock and Public Ranges.

H. B. No. 172 by Committee on Appropriations.

H. B. No. 112 by Committee on Revenue and Taxation.

Upon motion, by Johnson of Deer Lodge, the Speaker appointed a committee of three, consisting of Johnson of Deer Lodge, Boorman and Crumbaker to wait upon the Senate and inform that Honorable Body that the House had finished its business and was about to adjourn sine die.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the Speaker appointed a committee of three consisting of Fairgrieve, Riggs, and Sandy to wait upon and inform his Excellency the Governor that the House had finished its business and was about to adjourn sine die:

The Committee appointed to notify the Governor, reported that it had completed its task.

The Committee appointed to notify the Senate, reported that it had completed its task.

At this time, a committee from the Senate notified the House that the Senate had finished its business and was about to adjourn sine die.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the House of Representatives of the Seventeenth Legislative Assembly of the State of Montana adjourned at 11:59 o'clock P. M. sine die.

Attest:

R. H. WIEDMAN, Chief Clerk.

FRED L. GIBSON,

Speaker

HOUSE JOURNAL

OF THE

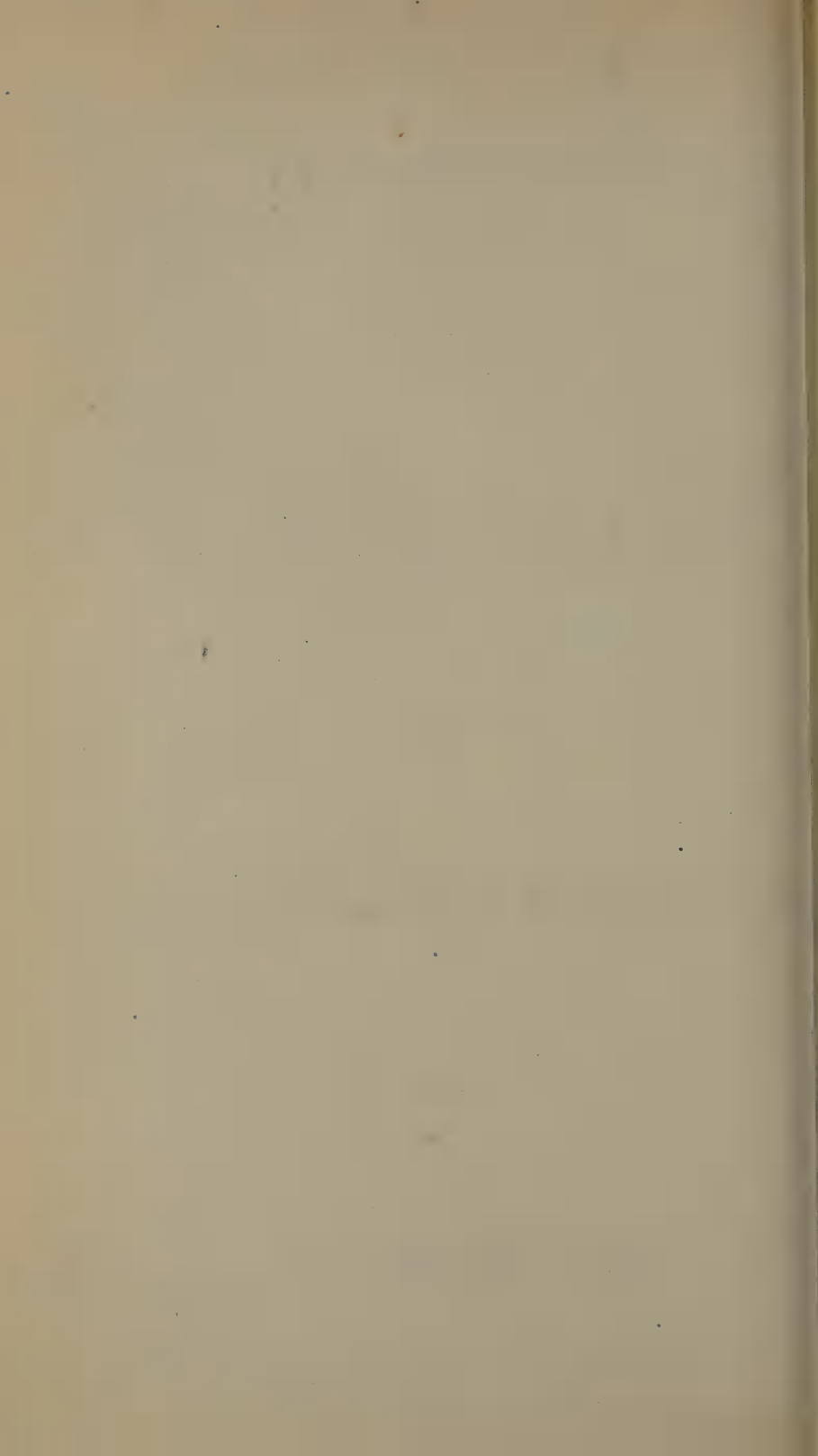
First Extraordinary Session

OF THE

Seventeenth Legislative Assembly

OF THE

STATE OF MONTANA



HOUSE JOURNAL

FIRST EXTRAORDINARY SESSION SEVENTEENTH LEGISLATIVE ASSEMBLY STATE OF MONTANA

FIRST DAY

House of Representatives, Helena, Montana, March 5, 1921.

Pursuant to the proclamation of His Excellency, the Governor, the House of Representatives of the Extraordinary Session, of the 17th Legislative Assembly of the State of Montana, was called to order by the Honorable Fred L. Gibson, at 12:00 o'clock Noon, Saturday, March 5, 1921.

Roll called and all present except:

Austin, Bohling, Haskell, Northey, Peden, Ray, Rhoads, Rickard, Troy, Warren, Worden.

Quorum present.

Prayer by the Reverend John Hosking.

MOTIONS AND RESOLUTIONS.

Mr. Speaker:

I move you that the organization of the Seventeenth Legislative Assembly be made the organization of the Extraordinary Seventeenth Legislative Assembly and that the employment Committee of the Seventeenth Legislative Assembly be given authority to employ such help for the Extraordinary Session as they deem advisable and necessary.

JOHNSON of Deer Lodge.

Duly seconded and carried.

Mr. Speaker in chair.

The Committee from the Senate reported to the House that the Senate had convened in Extraordinary Session, pursuant to the proclamation of His Excellency the Governor.

Upon motion, by Johnson of Deer Lodge, duly seconded and carried, the speaker appointed a Committee of Three to notify the Senate that the House of Representatives was duly organized in Extraordinary Session and ready for business; Committee appointed was as follows: Spencer, Sandy, Hunter.

Upon motion, by Johnson of Deer Lodge, duly seconded and carried, the speaker appointed a Committee of Three to notify the Governor that the House of Representatives was duly organized in Extraordinary Session and ready for business. The Committee appointed was as follows: Jones, Conser, Haynes.

The Committee appointed to notify Senate, reported task completed.

The Committee to notify the Governor, reported its task completed and also reported that upon conference with the Joint Committee from the Senate and with the Governor, it was deemed best to adjourn until Tuesday at 1:30 P. M. to allow the completion of work already commenced on certain bills.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House adjourned until 1:30 o'clock P. M. Tuesday, March 8, 1921.

Attest: FRED L. GIBSON, Speaker.

P. H. WIEDMAN, Chief Clerk.

FOURTH DAY

House of Representatives, March 8, 1921.

House met at 1:30 P. M., pursuant to adjournment.

Speaker Pro Tem in Chair.

Prayer by Chaplain.

Roll called and all present except: Brockway, Brown (Mineral), Cady, Dowlin (Yellowstone), Geis, Green (Flathead), Haskell, Haynes, Peden, Penewell, Riggs, Rodgers, Scharnikow, Sickler, Stevens, Wallace, Warren, Wilcomb, Mr. Speaker. Hanson, excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for the First Legislative Day, and have found the same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the Speaker Pro Tem appointed a committee of three as follows, to notify the Senate that the House had convened and ready to receive the Senate in Joint Session with the House: O'Hara of Ravalli, Rixon of Yellowstone and Beley of Wheatland.

The Sergeant-at-Arms announced the Senate at the Bar of the House and that body was then admitted.

JOINT SESSION.

Lieutenant Governor Nelson Story, Jr., in Chair.

Upon motion by Senator Junod, duly seconded and carried, a committee of three was appointed as follows by the President of the Senate to notify the Governor that the Senate and House had convened in Joint Session and was ready to receive His Excellency: Junod, Dodds and Hathaway.

At this time the Sergeant-at-Arms announced His Excellency the Governor at the Bar of the House and he was thereupon admitted and escorted by the Committee to the Speaker's chair and delivered the following message to the Joint Session:

GOVERNOR'S MESSAGE.

Members of the Seventeenth Legislative Assembly:

The proclamation calling you into special session was issued by me with reluctance. But a knowledge of the critical condition of the state treasury on the day of adjournment of the regular session, coupled with the belief on my part that a fuller appreciation of the situation by you might lead to immediate action in bringing legislative relief, without the imposition of heavier tax levies this coming fall on the farms, homes and business interests of the state, determined my action. Knowing how difficult it is to give full consideration to matters of grave importance during a short legislative session, when we are all overwhelmed with an avalanche of bills covering the whole gamut of legislative action by the individual proposals from a combined membership of one hundred sixty-three legislators, I was of the belief that better work might be done and more intelligent conclusions arrived at in a few days of special session, when our work is limited to the consideration of these matters only.

I want first to congratulate you on the amount of real constructive legislation that was accomplished under the tremendous demand for time for the proper consideration of seven hundred bills that were introduced at the regular session. Of this great number, you finally passed three hundred fifty-seven, of which two hundred nineteen came to my desk during the last two days of the session and one hundred forty-seven on the last legislative day. The great wonder is that more errors and mistakes, both of judgment and fact, were not made under this kind of procedure.

The fear on my part that this hurried legislation during the closing days of the regular session might lead to serious errors on the part of both the executive and legislative branches of government, which could be cured during the few days of the special session, was also one of the impelling causes for convening this session.

In confirmation of this fear on my part that grievous mistakes might have been made in some of these important measures that were enacted at the regular session, I have found, since the issuance of the proclamation calling you into extra session, that the bill to declare the oil pipe lines common carriers and placing them under the jurisdiction of the Railroad Commission is fatally defective. Section 11 of the bill will absolutely eliminate from the jurisdiction of the Montana Railroad Commission any oil pipe line that is or may be constructed in this State that passes over any acre of public land.

As a practical matter, no pipe line will be constructed that will not at some point in the line pass over public lands. The law as passed by you at the regular session defeats the very purpose intended. Under its provisions every oil producer in Montana will be at the mercy of the pipe line owners.

This matter is so urgent and important to the independent oil operators that I cannot too strongly urge upon you the importance of enacting a law that will make all pipe lines common carriers and brought under the jurisdiction of the Montana Railroad Commission.

Another fatal error has just been discovered in the provisions of the so-called Blue Sky Law. The bill, as passed by you, being apparently null and void, I suggest that you re-enact, if you shall so determine for the best, a measure that will cover the points at issue.

For your further information in the matter, I will call your attention to a communication just received by me from the Board of Railroad Commissioners.

Memorandum for the Governor:

In considering the merits of Senate Bill No. 103, introduced by Dearborn, namely, the "Blue Sky Law," we desire to call your Excellency's attention to these matters:

1. Section 1 creates an "Investment Commission" and makes the "Public Utilities Commission of the State of Montana" ex-officio of such investment commission. There is no "Public Utilities Commission of the State of Montana." The act itself plainly recognizes, in Section 3, the Public Service Commission of Montana, which controls public utilities, by its proper name, and it would seem, consequently, that the designation of a non-existent "Public Utilities Commission" is a more or less purposeful piece of chicanery or legislative horseplay.

2. If, by strained and labored construction, the act should be held to relate to the "Public Service Commission of Montana," a peculiar situation is created by Section 3, which exempts from the operations of the act public or quasi-public corporations under the supervision of the Public Service Commission, and it will be remembered that the Public Service Commission, as now constituted, has absolutely no express powers concerning, or supervision of, securities of public or quasi-public corporations under its jurisdiction. Hence there is created complete immunity for a very large class of corporations, the flotation of whose securities bear a vital relationship to the welfare of the public, such as pipe line companies engaged as common carriers, insurance companies which were held to be public or quasi-public corporations by the Supreme Court of the United States in *German Alliance Ins. Co. v. Kansas*, 233 U. S. 404, and all public service corporations. Perhaps this unsound discrimination between corporations is enough in and of itself to condemn the act as violative of the equal protection clause of the 14th amendment.

3. Other fundamental defects might be pointed out, particularly the absence of any efficient system of examination of companies, of any provision for securing the accountants and experts necessary to administer the act, and of an appropriation for such administration, or at least the right to charge proper administrative expenses against the fees collected, but it is enough now to say that a comparison of this act with its antecedents, or purported antecedents, ch. 164, Laws of Kansas, 1915, Sections 6373-1 to 6373-24 G. C. Ohio, and the House bill of two years ago, will demonstrate the lamentable weaknesses of the present bill and exhibit how badly it has been butchered. True, the people of Montana need a Blue Sky Law, but this measure doesn't offer proper protection, and it is about time that joke laws be stricken out in this state.

4. The last minute amendments to the act whereby its execution was transferred from the State Auditor to the non-existent "Public Utilities Commission" in Montana have resulted in a number of unfortunate errors in the employment

of language, in the use of the term "commissioner" where the word "commission" or "commissioners" should be used, making judicial or at least administrative construction and interpretation of almost every section indispensable.

5. The Board of Railroad Commissioners is already ex-officio a Public Service Commission, Trade Commission for the Control of Public Mills, and an Irrigation Commission. Should a fifth commission so foreign to the other functions now performed by the Board be added to this group.

Respectfully submitted,

(Signed) BOARD OF RAILROAD COMMISSIONERS
OF THE STATE OF MONTANA.

Lee Dennis, Chairman.

Daniel Boyle, Commissioner.

Samuel M. Ross, Commissioner.

E. G. Toomey, Secretary.

It was my judgment that these things could be accomplished now, while we are already assembled at the seat of government, rather than by calling you into special session at a later date, when we would be confronted with a heavy charge of seven thousand dollars for mileage.

There are some matters of serious importance to the state that it was impossible for the whole legislative body to investigate with that degree of patient research that is necessary in the enactment of laws, which I am confident would have met with the approval of the majority of the legislature, had the individual members had the time to have investigated all the facts in the case.

There are other matters not included in the proclamation, which I may feel it my duty to present for your consideration, should the session be not protracted to such a length as to forbid my doing so.

In the first place, I want to call to your earnest attention the serious condition of the state treasury, notwithstanding the revenue measures recently enacted.

The Auditor's office informs me that on February 28th, there was an overdraft on the general fund of \$2,154,590. This does not include the heavy deficiency claims allowed by you during the last two days of the Session, aggregating more than \$400,000 additional.

A statement was given to the press two or three days before the adjournment of the regular session by the Chairman of the Senate Finance Committee purporting to show that the new revenue measures which you have enacted would yield this year approximately \$2,457,000 and for the year 1922 approximately \$2,732,000. This statement has been published in most of the daily newspapers of the state and pointed to in editorial utterances as an unanswerable argument that the state is now endowed with overwhelming revenues for liquidating its present indebtedness.

As a matter of fact, the revenues from all these new measures will probably not exceed \$580,000 for the current year, and may not exceed \$750,000 for 1922.

In the aforesaid "financial statement" the sum of \$1,071,000 was included from "income tax," yet the income tax bill was defeated.

In this "financial statement," the revenue from the oil tax was figured at \$145,000, based on a three per cent tax, which was reduced to one per cent.

There has been so much misinformation as to the probable revenue from the oil tax, that I submit the following figures as to the real probable revenue that will be produced from a one per cent tax:

The present approximate production of 4,000 barrels per day at \$2 per barrel, on a one per cent basis, would yield \$80 per day, or \$29,200 for the year.

If the development should increase to 20,000 barrels per day, the entire revenue would only amount to \$146,000 per annum, one-half of which only \$73,000, would go into the general fund.

Instead of the metals tax yielding \$250,000 for the current year, as set forth in the statement printed in the newspapers, a careful investigation reveals the fact that for the current year it cannot exceed \$60,000, and may fall considerably under that amount.

With the closest economy possible, the present indebtedness will probably approximate \$3,300,000 by tax-paying time next November, less the estimated amount that will be derived from the gasoline, coal and mines taxes.

The cement tax bill I was compelled to veto for the reason that I felt that the act imposed an excessive rate of license tax on this industry, as compared with the other license tax measures.

I confess that my conclusion was arrived at from the wholly inadequate information now available.

In all these important matters of revenue and taxation, Montana has, as yet, provided little or no machinery for acquiring the information that is so necessary for taking intelligent action. But with the conviction on my part that it is as unjust to tax the big corporations in an unfair way as it would be to tax a small individual in an unfair way, I had no other recourse left than that of vetoing the act imposing the special tax on cement plants.

I feel that you can now remedy the matter in a way that will be fair both to the state and the cement companies.

INHERITANCE TAX.

In my message to you at the opening of the regular session, I called your attention to an inheritance tax, which all modern theories of taxation recognize as the fairest of all taxes levied for the support of government. This form of taxation only takes from the person who never shed one drop of sweat or performed any act in the accumulation of the wealth that only is inherited by him under the protection of government.

I particularly called your attention to the inheritance tax law of Wisconsin, which is acknowledged by most students of the subject as the outstanding scientific type of an inheritance tax law. This law was worked out thru a series of years by the Wisconsin Tax Commission. In its present form, it has been interpreted by the courts, which avoids the danger of judicial interpretation of any new inheritance tax law that we might enact. It contains the two basic fundamental principles of a just inheritance tax in this:

First. It recognizes the graded form of the tax in its application to the small and large estates.

Second. It recognizes the further fundamental theory that inheritance taxes should be paid to the state itself for the benefit of all of the people of the state, rather than to the immediate county in which the decedent resided.

Any inheritance tax law that does not recognize these two fundamental principles is defective.

A bill following the Wisconsin law was prepared and introduced in the House, but, unfortunately the Committee on Taxation substituted, as they thought, "the California law." As an added proof of the impossibility of a legislative body, on its own initiative, working out scientific schedules of taxation, this so-called "California law" was passed by the House under the belief that it was a real inheritance tax law. As a matter of fact, the law in question was an old antiquated form of an inheritance tax law that had produced no results, and which the California legislature had repealed some years ago. Fortunately, the error was discovered in time by the Senate Committee on Taxation. That committee did write in several amendments to the old "California law," but as the measure was finally enacted, it falls far short of a real inheritance tax law, as is now provided for in Minnesota, Colorado, New York, Massachusetts, and forty-one other progressive states.

Under the Wisconsin law, as proposed in my message to you at the regular session, the State of Montana would have reaped a perpetual source of income from the estates of decedents who lived outside of Montana. Under its provisions, we would have collected probably more than one hundred thousand dollars annually from foreign residents, who own stock in the great corporations whose property investments are in this state.

Under this provision of the Wisconsin law, the estate of the late James J. Hill paid as an inheritance tax on his, at that time, small holdings in the stock of the Great Northern Railway about six thousand dollars, a portion of that railroad line being within the State of Wisconsin. If the Wisconsin law had been in

effect in Montana at the time of the death of Mr. Hill, the same proportion of the Great Northern Railway holdings in this state would have given Montana about twenty-five thousand dollars. As it was, Montana received not a single penny.

This same rule would apply to all holders of stock in the three great transcontinental railroad lines that run thru our state, the Great Northern, the Northern Pacific and the Milwaukee Railroads. It would also apply to any foreign holdings of stock in the Anaconda Mining Company, the Montana Power Company, and all other industrial corporations whose property interests are a part of the resources of Montana.

The Wisconsin law also provides against an avoidance of the inheritance tax by the transfer of property at any time within six years prior to death. I recall an estate of great magnitude in this state that entirely escaped any inheritance tax whatever because the decedent had made legal transfer of his property a few months prior to his death.

I sincerely hope that you may find it compatible with your judgment to enact at this special session the Wisconsin inheritance tax law for Montana. Its enactment would bring real relief to the over-burdened taxpayers of this state.

To show you how unfair would be the working of an inheritance tax law such as you have just passed, which gives to the county where the decedent may die, or the foreign stockholder has to make his returns on corporation tax, 40 per cent of the entire revenue collected, I will cite you the records of last year.

Under the present so-called inheritance tax law of this State, foreign residents do make a very small tax return on stock transfers held in the Anaconda Copper Mining Company. This is for the reason that it is a Montana corporation, all the other corporations just mentioned being incorporated in other states.

Last year there was collected under our present inheritance tax law from all sources, including transfer of stocks owned by non-resident decedents, approximately \$72,000. Of this amount, the state received 60 per cent, \$44,000. The counties received 40 per cent, \$28,000. But the total of \$72,000 thus collected from all sources, both residents and non-residents, the tax on transfer of stocks of the Montana corporations, 95 per cent of which was from the Anaconda Copper Mining Company alone, amounted to about \$30,000. On stock transfers, the state received \$23,400. Deer Lodge County received \$14,800. All of the other 53 counties of Montana received \$800.

Properties of the Anaconda Company, such as mines, timber lands, coal lands, railroads, smelters, etc., are situated in many counties of the state. The mere fact that the home office of the Company was in Deer Lodge county turned \$14,800 of this amount into the county treasury of that county, with only \$800 scattered through the other 53 counties of the state.

OIL TAX.

In my message to you at the regular session, I urged the extreme importance of the State of Montana taking a proper toll from the development of its great natural resource in mineral oil. Following the yard stick of measurement used in Oklahoma, I suggest three per cent of the gross returns from the oil wells. This seemed to me a fair tax for the reason that the person or corporation that drilled a well and found no oil would not be penalized for any tax, while for the person or corporation that was successful in finding oil, the three per cent proposed would in reality be a bagatelle.

All of us are aware of the oil lobby that has been present in Helena, protesting against the three per cent levy and suggesting that the whole matter be left open until the regular session two years from this time. The argument has been made both by individuals and through newspapers, that an infant industry would be killed should Montana demand this small pittance from its own oil resources to build up the common school fund of the state. The argument has also been advanced by persons and newspapers that Montana will receive 37 1-2 per cent of the amount of royalty collected by the federal government from that portion of Montana's oil sands, the title to which was retained by the federal

government. It is also urged that the state will receive 12 1/2 per cent royalty on its own lands which have been leased for oil development. They forget that the 12 1/2 per cent provided for in the lease of State lands is exactly the same royalty paid private owners.

The oil tax proposed to you at the beginning of the regular session was not in the nature of a royalty, but in the nature of a specific license tax applicable to all oil production, for the benefit of the public school fund of Montana.

I am satisfied that in order to avoid the constitutional mandate that all license fees must be levied with equal regularity, the only safe plan is to levy a flat license tax on oil production alike, whether it be from state-owned lands, privately owned lands or where the oil rights were retained by the federal government.

The House of Representatives passed the bill fixing the rate at three per cent on the gross output, but the Senate amendment reduced the rate to one per cent. This same session of the Legislature fixed a license fee of four per cent on the gross proceeds of express companies. Our present statute takes two per cent of the gross receipts of life insurance companies, where the money has been paid in to protect the widows and orphans. Surely this Legislature should not finally adjourn without at least doubling the license fee for oil production, which will then only equal the amount we now take from our life insurance premiums each year for the support of state government. In saying this, I am further aware of the fact that a great number of persons and newspapers, representing the oil interests, will again protest most strenuously against increasing the one per cent tax, but I am sure that the people of this state will ratify your action in increasing the amount now fixed with an overwhelming voice, I cannot but feel that we would all be derelict in our duty in preserving to the children of this state their heritage to the public schools this small portion of one of our natural resources that will soon be exhausted forever. Notwithstanding all statements to the contrary, this license tax on oil will not stop a single drill tap for the development of the industry.

On authority of several reputable business men of Billings, who were present and heard the statement made, I now assert:

That on last Saturday noon, in the tea room of The Northern Hotel in that city, the chief of the oil lobby, who, I understand, is closely connected with one of the larger oil interests and who has spent much time here in Helena during the regular session in active lobbying against the bill to levy a license tax on oil production for the benefit of the common school fund of the state, said in substance to them:

"In order to defeat the proposed three per cent rate on oil, I arranged a trade with the opponents of the tax commission bill in the Senate, and traded five votes against the tax commission bill in exchange for five votes for a one per cent oil tax."

This action on the part of this man, if true, constitutes the crime of bribery, under the criminal code of this state.

Section 8199 provides:

"Every person who corruptly solicits directly or indirectly the official action of any member of the legislative assembly or of any public officer of the state, or of any municipal division thereof, is guilty of the occupation and practice of solicitation of bribery, and is punishable in the state prison not less than one nor more than ten years."

I respectfully refer this matter to the attention of the County Attorney of Lewis and Clark county and to the Attorney General of the State for such action as they shall find proper.

ABOLISHING JUDGESHIIPS.

This special session can save to the state during the ensuing quadrennium \$80,000, probably five times the cost of the special session, by taking immediate action in regard to abolishing one of the three judgeships in the Fourth Judicial District and one of the two judgeships in the Fifth Judicial District. From what I believe to be a real knowledge of the condition in both of these districts, this action should be taken at this time.

I sincerely hope the special session will not adjourn and force me to appoint a second and wholly unnecessary judge in the Fifth District, the omission of which action alone will cost Montana \$40,000 during the four-year term for which judges are elected.

TUBERCULOSIS SANITARIUM.

The annual economic waste from tuberculosis in Montana, at a most conservative estimate, "approximates one and three-fourths millions" is the statement of the general manager of the Montana Life Insurance company.

The State Board of Health estimated that there are no less than five thousand Montanans actively infected with tuberculosis, hundreds of whom can be saved to useful citizenship if supplied with timely aid and advice.

For your information regarding the urgent needs of the Tuberculosis Sanitarium at Galen, I herewith submit a letter addressed to me by Doctor Vidal, the superintendent:

"Galen, Montana, March 5, 1921.

Hon. J. M. Dixon, Governor, State of Montana, Helena, Montana.

Dear Governor Dixon:

"As the question of the Galen appropriation is at present a matter of legislative consideration, I have thought it best at this time to submit to you my views on the situation, based upon an experience gained as superintendent of the institution for the past two years.

"Galen, due to the opening of the new hospital this week, is increasing its capacity eighty per cent. For the months of March, April, May and June of this year, House Bill No. 176 provides \$22,469 for salaries and expenses of operation as against \$28,333 for similar periods during the past two years. The increase paid by counties of \$2 per week for seventeen weeks on a capacity basis adds \$1,692 to this sum, but even with this addition it only totals \$27,161. Hence, the institution is supposed to function for four months with an eighty per cent increase in capacity for \$1,162 less money. This is obviously an impossible situation.

"House Bill 391 provides for the year July 1, 1921, to July 1, 1922, the sum of \$95,000 for maintenance and the sum of \$5,000 for building. For the year 1922-23 the sum of \$95,000 for maintenance and \$15,000 for building.

"These maintenance appropriations provide an adequate sum for the mere existence of Galen for the period stated. The building appropriations are sufficient to provide the accommodation required for the added help that completed expansion calls for.

"Galen, as an institution, cannot be allowed to stand still. An appropriation that provides for its bare existence, as does the present one, must in the final analysis mean retrogression. As the matter at present stands, sufficient money has been provided for existence only. No provisions have been made for any form of amusement or recreation. No added kitchen and dining room facilities are allowed. We can worry along on the present ones, but they are old, insanitary and act continually as a major handicap for efficiency.

"It should be borne in mind that the tubercular sufferer is, by reason of his affliction, a constant prey to morbid discontent. It might almost be said that the disease is mental as well as physical. Treatment of the mind by means of rational amusement and recreation, is essentially necessary in order to secure good results. A temporary wave of discontent at present prevalent among the patients, is directly traceable to our lack of amusement facilities. A fine moving picture machine, the gift of private benevolence, has only a temporary home in a small dining room.

"A very splendid library, gathered together with much effort by the women of the state, and now numbering over two thousand volumes, has to be housed in the disused furnace room of the old hospital building. The appropriation asked for magazines and periodicals could not be allowed. The appropriation for religious services was reduced from \$100 to \$25.

These specific instances are given to show the handicap under which we will be compelled to function. The only proper accommodation that we have for women is that provided by the Walsh Memorial Building. Seventy-five per cent of the construction cost of this building was borne by private individuals.

"Most important of all, however, is the fact that with the money now available, we will be able to make any provision for the care of children. Not a week passes but Galen receives requests, often pathetic, that some suffering child be sent to us for care. There has been over twenty such since the first of the year, but to all there is no alternative but a refusal. General hospitals do not want these cases. Where are they to go. In this connection I quote from a letter of the State Epidemiologist, Dr. John J. Sippy, a copy of which is enclosed for reference.

"The vast majority of lesions in children under proper treatment can be arrested or cured, and since it is generally conceded that fully 90 per cent of all infections are acquired in childhood, it would seem that the State and other agencies should direct their major efforts to secure treatment facilities for this group. Unless such is done, we cannot hope for any great decline in deaths in the adults during the next twenty years."

"There are upwards of 500 cases of active tuberculosis among children in Montana. Are they to be refused their chance for escape from chronic invalidism or death?"

"The tuberculosis problem is not an ordinary problem of contagious disease. It is to a great extent a social problem, a problem of good wages, good hours, good working conditions and good homes. No better contribution to the public welfare can be made, no better remedy for discontent can be found, than for the State to expend adequate amounts in the care and study of this disease. The Sanitarium must ever be the hub of our anti-tubercular activities. Results obtained there cannot be altogether measured in terms of dollars and cents. They must rather be considered from the broad view point of helpful social service.

"I am enclosing the copies of data bearing on the incidence of tuberculosis in the state, together with estimates of its economic cost.

"In summary, I would ask that our capital expenditures be allowed as asked for in our original budget request, so that we be enabled to make some provision for afflicted children of the state, provide for our amusement hall and install a new and up-to-date kitchen and dining room.

Respectfully,

(Signed) CHARLES E. K. VIDAL, M. D., Superintendent, M. S. T. S."

In view of this statement as to the immediate explicit needs of the Galen Hospital, I hope you will be able to find some method of giving further relief than that extended in the appropriation bill just passed.

ENFORCING THE LIQUOR LAWS.

Notwithstanding the failure of the House and Senate to agree on the details of the proposed legislation, as originally embraced in House Bills 75 and 54, I again urge upon you the necessity of giving the Attorney General such additional legislation as your good judgment dictates for the better enforcement of the laws dealing with the illicit traffic in intoxicating liquors.

TAX COMMISSION.

Facing the most serious situation in the matter of the equitable distribution of the burden of taxation and with a knowledge on our part of the unequal and inequitable assessment of the twenty-five millions of dollars that are levied in taxes for the support of state, county, city and school district governments, and in view of the further fact that this Legislature in enacting the new revenue measures for the collection of the oil, metal, coal, gasoline and express company license taxes, has provided no adequate machinery for their collection, without which the collection of these taxes will result in the loss of great revenue to the state, I again urge upon your sober second consideration the necessity for giving the State Board of Equalization, upon whom is placed the burden of seeing that these taxes are collected, some kind of machinery for carrying on the added work and responsibility.

Under the provisions of the new law relative to the coal mining license tax, the whole matter is turned over to the State Board of Equalization. The same provision applies to the cement tax, the oil license tax, the gasoline tax, and the

metal mines tax. Surely the Legislature should not adjourn without giving the State Board of Equalization the machinery with which to function.

During the regular session I called your attention to the fact that under the present system of levying taxes by 54 different assessors in this state last year in one small item of furniture, musical instruments, jewelry, plate and precious stones, under the loose and wholly inefficient method now in vogue, the 51 assessors last year levied 51 widely varying per capita percentages, ranging all the way from \$84.54 per capita in Park county to \$13.30 in Silver Bow county.

In other words, if the entire assessment of this one small item of property had been based on the Park county measure of value there would have been found last year in Montana for taxation purposes \$46,293,000 worth of that kind of property. If the assessment had been based on the Silver Bow method of assessment there would have been only \$7,282,000 of that kind of property.

Under our present lack of systematic assessment, occasioned almost entirely by our failure to provide a tax commission acting under the direction of the State Board of Equalization, the citizens of Park county on this class of property paid an average per capita tax nearly seven times as great as did the citizens of Silver Bow county.

The House passed a tax commission bill, but when it came up for action in the Senate it was met by probably the most powerful opposition lobby ever assembled in Helena, and its defeat was accomplished.

By legislative maneuver this most important measure was not even given the benefit of inquiry or discussion during its consideration by the Senate.

COMPARATIVE COST.

One of the arguments against the tax commission was its cost. At the same time the Senate committee proposed directly and indirectly, for the purpose of appointing special agents to make investigations, a sum equal to what the tax commission would have cost. The other plan involved investigations with no real power to take action. The tax commission plan involves a judicial determination of all these mooted questions by a permanent body of men in whom the State would have confidence and whose conclusions, based on patient investigation and supervision, would carry moral conviction to everyone as to the equities involved.

Another story that has been given industrious circulation among the bankers is that, under mysterious inquisitorial powers, private bank accounts would be examined into. Nothing could be farther from the truth. No such powers were ever contemplated by any tax commission in any of the 32 states that now have such commissions.

I wanted a tax commission in order to bring peace to the state. For years we have lived in an atmosphere of suspicion and distrust. It has been charged and believed by many people that certain great interests have not carried their part of the burden of taxation. Just as vehemently have these same interests insisted that they have borne more than their just quota.

A legislative body cannot settle these involved tax schedules, for the simple reason that we do not have the assembled facts on which to base intelligent decision.

I know that some of the great corporate interests of the state—not all of them—seem to fear a tax commission. As a matter of fact, I personally hoped for the creation of a tax commission in order to avoid any unfair, ill-timed and uninformed action that can be taken against these very interests, at any time, through initiated laws that might deal unjustly with these great industries, that all good citizens want to protect in every legitimate way.

My attention has been called to two editorial utterances by two different newspapers, owned and controlled by great corporate interests, printed in two different cities of the state, that on the same day, March 5, in denouncing the calling of an extra session of the Legislature, called upon you to oppose the creation of a tax commission "until hell freezes over"—both using the same identical phrase just quoted. It has been my experience, as a student of history, that the far better plan is to settle all great questions in a spirit of investigation and judicial determination, rather than to approach them in that spirit of opposition

"until hell freezes over." As I recall it, the old Bourbon dynasty of France opposed all attempts of the French people to redress their wrongs in the matter of unjust taxation in the same identical spirit as is now evidenced by these two newspapers in question, with the result that Louis XVI lost his head and his crown. The same spirit animated George III in his dealings with the American colonies, over the same question of taxation, and with similar disastrous consequences to himself.

I have faith to believe that this special session, unimpeded by the mass of legislation that has so fully consumed your time, will approach this question in a spirit of real investigation, and looking to a sane solution of this vexed question.

I have no mental reservation but that the overwhelming majority of the Legislature wants to work out these questions in a spirit of fairness and looking only for the truth in the matters involved. I believe that after the three days of rest and recuperation all of us will approach the task in that spirit of public service to the state and without regard to any special interest involved.

There are other matters that might well be brought to your attention, but I will not at this time burden you with any additional measures which it becomes my duty under the provisions of the constitution to suggest.

In calling this short special session, I again repeat, I have done so only in the hope that we might, as co-ordinate branches of the same government, and endowed with the same constitutional responsibilities, work together for the accomplishment of the general welfare of the people of Montana.

Certainly the question of partisanship is not involved. Surely no person can be so unmindful of the higher duties involved as to allow personalities to becloud his judgment or ulterior purpose to influence his action.

In all our deliberations in the next few days, let us again recall the admonition of that patient, self-sacrificing American that this is a government "of the people, by the people, and for the people," and that whenever we shall have departed from that theory of public conduct this government will, surely, soon "perish from the face of the earth." I thank you.

Upon the conclusion of the message the Governor was then escorted to his chambers by the committee.

Upon motion of Senator Junod, duly seconded and carried, 2500 copies of the Governor's message were ordered printed for distribution.

Upon motion of Junod, duly seconded and carried, the Senate then retired to its chambers.

The following motion was read in the house and unanimously carried:

Mr. Speaker:

I move that the rules of the House for the Seventeenth Regular Assembly be made the rules of the House for this Special Session with the following exception:

That Rule 53 be not adopted and that no person be admitted to the floor of this House except the members thereof, the members of the Senate, the employees of the House or Senate on business, the immediate family of the members of this House, reporters for the press having credentials as such and such persons as may by a vote of the House be admitted.

DILLAVOU.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion duly seconded and carried, were considered as having been read at length.

March 5, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate of the First Extraordinary Session of the Seventeenth Legislative Assembly of the State of Montana was called to order at 12:00 o'clock, noon, by the Honorable Nelson Story, Jr., Lieutenant Governor of the State of Montana, as president of the Senate.

Whereupon, the Rev. Dr. Crouch, as Chaplain, offered prayer.

At this time, by direction of the President, the Secretary read the proclamation of the Governor convening the legislature in extraordinary session.

It was moved by Senator Heren, duly seconded and carried, that the President of the Senate appoint a Committee of three to notify the House of Representatives that the Senate of the Seventeenth Legislative Assembly in Extraordinary Session was organized and ready for business. The President appointed as such committee, Senators Donlan, Clark and Gibson.

It was further moved by Senator Heren, which motion was duly seconded and carried, that the President of the Senate appoint a committee of three to notify the Governor that the Senate of the Seventeenth Legislative Assembly Extraordinary Session was organized and ready for business. The President appointed as such committee Senators Junod, Burlingame and Parker.

At this time, the Senate received the Committee from the House of Representatives who announced the House had been duly organized and ready for business.

At this time, Senator Donlan, Chairman of the Committee appointed to notify the House of the organization of the Senate, reported that the House had been so notified.

Also Senator Junod, Chairman of the Committee appointed to notify the Governor of the organization of the Senate, reported that the Committee had performed its duties, and after a conference with the Governor together with committee from the House, it was deemed best that the Senate adjourn until Tuesday, March 8, 1921, at 2:00 o'clock P. M. at which time the Governor would deliver his message.

It was moved by Senator Edwards, duly seconded and carried, that the Senate be divided into two Committees, Judiciary and Finance and Claims.

It was moved by Senator Edwards, duly seconded and carried, that the Attachés of the regular session be continued until Tuesday, and that the President of the Senate appoint a committee of three to ascertain whether it would be possible to dispense with any of the present force.

At this time, it was moved by Senator Heren, duly seconded and carried, that the Senate adjourn until 1:55 P. M. Tuesday, March 8, 1921, whereupon the Senate adjourned at 12:45 P. M. this date.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House adjourned until 11:00 o'clock A. M. Wednesday, March 9, 1921.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FIFTH DAY

House of Representatives, March 9, 1921.

House met at 11:00 o'clock A. M. pursuant to adjournment.

Mr. Speaker in Chair.

Prayer by Chaplain.

Roll called and all present except: Berglin, Black, Cady, Charters, Dowlin (Rosebud), Dowlin (Yellowstone), Green (Flathead), Hanson, Haskell, Jones Riggs, Scharnikow and Sickler, Black. Hanson and Scharnikow excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for the Fourth Legislative Day, and have found the same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and read at length:

March 8, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day convened at the hour of 1:55 P. M. with the Hon. Nelson Story, Jr., presiding as president.

A committee from the House was received at the bar of the Senate announcing that the House was ready to receive the Senate in Joint Assembly to hear the Governor's message.

It was thereupon moved by Senator Junod, that the Senate proceed to the call of the House in Joint Assembly to hear the Governor's message. Motion was duly seconded and carried.

At the close of the Joint Assembly, and the Senate having returned to its own chambers, Senator Junod moved that the rules of the Senate of the Regular Session of the Seventeenth Legislative Assembly be made the rules of the Senate of the Extraordinary Session of the Seventeenth Legislative Assembly, except insofar as those rules refer to the appointment of committees, and that the motion made and carried Saturday be adopted as the rules of the Senate for the Extraordinary Session, relative to the Committees with the exception of the printing committee, Enrolling Committee, Engrossing Committee and Journal Committee, which committees would be retained. Motion duly seconded and carried.

It was moved by Senator Edwards, duly seconded and carried, that the Senate confirm the action of Senators Edwards and Coburn on Saturday in exchanging places on Committees, Senator Coburn going to the Judiciary Committee and Senator Edwards to the Finance and Claims Committee.

The President appointed as a Committee to investigate the number of employees needed for the Extraordinary Session, Senators Griffin, Kirton, and Barker.

Upon motion of Senator Junod, the Senate adjourned at 3:20 P. M. to meet again at the hour of 11 o'clock A. M. Wednesday, March 9th, 1921.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

MOTIONS AND RESOLUTIONS.

The following motion was read in the House.

Mr. Speaker:

I move that Mr. Frank Woody be employed by the House to prepare and draft the bills necessary to carry into effect the recommendations contained in the Governor's message, and to confer with and advise the House committees with reference to such bills and the provisions thereof.

(Signed):

T. H. MacDONALD (Flathead).

The above motion was duly seconded and carried by the following roll call:

Ayes: Anderson, Beley, Bell, Bergeson, Bohling, Boorman, Brockway, Brown, Lewis and Clark), Brown (Mineral), Buell, Cavanaugh, Chatfield, Conser, Cumbaker, Dillavou, Dodds, Dunbar, Fairgrieve, Faust, Felton, Gillette, Goodlund, Green (Dawson), Gullidge, Hathaway, Hils, Hunter, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Persons, Peden, Pennewell, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rixon, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Spencer, Stoner, Swift, Troy, Wilcomb, Williams. Total, 58.

Noes: Allen, Arnold, Austin, Blomquist, Brasier, Brooks, Carlson, Cooney, Daily, Dunn, English, Geis, Goodman, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, King, McDonald (Silver Bow), McQuarrie, Prohse, Rickard, Roberts, Rodgers, Rouleau, Silver, Skulason, Spratt, Stevens, Treloar, Wade, Wallace, Warren, Worden, Mr. Speaker. Total, 35.

Absent and not voting: Berglin, Black, Cady, Charters, Covell, Dowlin (Rosebud), Dowlin (Yellowstone), Green (Flathead), Hanson, Haskell, Haynes Jones, Riggs, Scharnikow, Sickler. Total, 15.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the House recessed until 1:00 o'clock P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in Chair.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the House recessed until 1:35 P. M. to allow Committees to complete their work.

House resumed pursuant to recess.

Mr. Speaker in Chair.

INTRODUCTION OF BILLS AND MEMORIALS.

AND SECOND READING OF SAME.

The following bill were introduced without previous notice and by the unanimous consent of the House, read first and second times and referred to Committees as follows:

H. B. No. 1, by Committee on Ways and Means: A Bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint-stock company, syndicate and corporation engaged in or carrying on the business of producing within this State petroleum or other mineral or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this State any well or wells from which petroleum or other mineral or crude oil is produced, to pay to the State Treasurer for engaging in and carrying on such business, certain license taxes fixing the amount for engaging in and carrying on such business, certain license taxes fixing the amount of such license taxes, prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act." Referred to Committee on Petroleum, Oil, and Gas Affairs.

H. B. No. 2, by Committee on Oil, Gas, and Petroleum Affairs. A Bill for an Act entitled: "An Act to establish a tax on direct and collateral inheritances, bequests and devises; to provide for its assessment and collection; and directing the disposition of the proceeds thereof; and repealing, subject to certain reservations, Sections 7724 to 7751, both inclusive, of the Revised Codes of 1907." Referred to Committee on Ways and Means.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House adjourned until 11:00 o'clock A. M. Thursday, March 10, 1921.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

SIXTH DAY

House of Representatives, March 10, 1921.

House met at 11:00 o'clock A. M. pursuant to adjournment.

Mr. Speaker in Chair.

Roll called and all present except:

Black, Covell, Daily, Dowlin (Rosebud), Hanson, Haskell, Scharnikow, Sickler and Warren.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, having this day examined the Journal for the fifth legislative day, and have found the same to be correct.

Report adopted.

JOHNSON, of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and read in the House:

Mr. Speaker:

March 9, 1921.

I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second times and referred to committees designated:

Senate Bill No. 1, by Booth: "An Act authorizing and directing the borrowing of three million dollars by the State of Montana for the purpose of paying outstanding claims and accruing claims charges and appropriations against the general fund of the State of Montana, making provisions as to the terms and conditions thereof, and directing the disposition of the proceeds thereof; providing for the repayment of the same and the interest thereon and creating, for the purpose of such repayment from the moneys accruing from taxes levied for general State purposes for the years 1921 and 1922, a Special fund to be known as the 'Treasury Note Redemption Fund' and making an appropriation or such repayment; authorizing and directing the issuance of a series of treasury notes for said loan fixing the form thereof, making an appropriation for the payment of all expenses incident to negotiation of said loan and the issuance of said notes; repealing all Acts and parts of Acts in conflict herewith, and declaring an emergency." Referred to Committee on Finance and Claims.

Senate Bill No. 2, by Barker: "An Act to detach Jefferson County from the Fifth Judicial District and to annex it to the First Judicial District of the State of Montana; defining the boundaries of the First Judicial District and the boundaries of the Fifth Judicial District of the State of Montana; and repealing Chapter 91 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana." Referred to Committee on Judiciary.

Senate Joint Resolution No. 1, by Anderson, Relative to Tax Measures." Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 9, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Booth, duly seconded and carried, the Rules were suspended and during the Extraordinary Session all Bills will be introduced without previous notice.

Upon motion of Senator Edwards, duly seconded and carried, the Sergeant-at-Arms was instructed to ask Dr. Vidal to accept over the phone a subpoena to appear before the Finance and Claims Committee Thursday afternoon at 1:00 o'clock.

Upon motion of Senator Junod, duly seconded and carried, that upon the introduction of a bill, bearing on any of the subjects recommended by the Governor, one copy will be immediately referred to the Printing Committee and one to a Standing Committee.

Upon motion by Senator Junod, duly seconded and carried, the Senate adjourned at 11:30 A. M. to meet Thursday, March 10th, 1921, at 11 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 9, 1921.

I am directed by the Senate to inform your Honorable Body that the Resolution offered by Senator Haley authorizing a Committee consisting of Senators Slattery, Junod, Stewart of Deer Lodge, Parker and Anderson to investigate reports relative to certain members of the Legislative Assembly having been improperly influenced in their votes upon certain bills, was introduced and read and upon motion adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read in the House:

Western Union Telegram, March 7, 1921, Great Falls, Montana.
Harvey L. Blomquist, House of Representatives, Helena, Montana.

Great Falls Commercial Club, through its Board of Directors finds that the people of this city are entirely satisfied with the one per cent. gross production tax on oil as fixed by the legislature after due conference and investigation and it therefore earnestly urges that no further burden of this kind be placed upon this new industry which if encouraged and properly developed may wonderfully hasten economic recovery of Montana.

GREAT FALLS COMMERCIAL CLUB.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced without previous notice and by unanimous consent of the House, read first and second times and referred to Committees as follows:

H. B. No. 3, by Committee on Appropriations: A Bill for an Act entitled "An Act to appropriate money for the payment of incidental expenses and printing of Session Laws of Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session." Referred to Committee on Appropriations.

H. B. No. 4, by Committee on Appropriations. A Bill for an Act entitled "An Act to appropriate money for the payment of the per diem of the Officers and Attaches of the Seventeenth Legislative Assembly of the State of Montana, in Extraordinary Session." Referred to Committee on Appropriations.

H. B. No. 5, by Committee on Appropriations. A Bill for an Act entitled "An Act to appropriate money for the per diem of the members of the Seventeenth Legislative Assembly of the State of Montana, in Extraordinary Session." Referred to Committee on Appropriations.

MOTIONS AND RESOLUTIONS.

The following resolutions were read in the House and adopted:

HOUSE RESOLUTION NO. 1. Introduced by Skulason.

WHEREAS, at yesterday's session a resolution was duly passed, authorizing this House to procure the services of Frank Woody to draft certain bills or measures covered by the recommendation of the Governor in his message to the Extraordinary Session; and,

WHEREAS, there are certain provisions in said resolution which might lead the said Frank Woody to believe that it is the intention of the House to adequately compensate him for the labor and service which he will be required to render in the preparation and drafting of said bills; and,

WHEREAS, the Constitution of the State of Montana, Section 28, Article V, read as follows:

"The Legislative Assembly shall prescribe by law the number, duty and compensation of the officers and employees of each House, and no payment shall be made from the State Treasury, or be in any way authorized to any such person, except to an acting officer or employee elected or appointed in pursuance of law"; and,

WHEREAS, it is manifestly apparent that on account of the provision contained in said Constitutional provision that there will be no authority to compensate the said Frank Woody for said service, except by duly enacted law and

WHEREAS, the Legislative Assembly cannot consider such law without a special message from the Governor;

THEREFORE BE IT RESOLVED, that the Speaker of this House appoint a Committee of three persons to wait upon His Excellency, the Governor, and acquaint him with the situation, and request that he make suitable recommendation to the Legislative Assembly upon the subject of the compensation of the said Frank Woody, if in his wisdom he shall think such action desirable;

AND BE IT FURTHER RESOLVED, that in the event his Excellency, the Governor, shall make such recommendation to the Legislative Assembly that then the said Frank Woody be requested to prepare a bill for submission to this House covering the subject of his compensation.

Pursuant to requirements contained in the above resolution, the Speaker appointed a Committee as follows to wait upon the Governor: O'Hara, Ravalli, Peden, Big Horn, and Skulason, Sanders.

Upon motion, by Johnson of Deer Lodge, duly seconded and carried, the House recessed until 2:00 o'clock P. M.

AFTERNOON SESSION.

House resumed pursuant to recess.

Mr. Speaker in Chair.

COMMUNICATIONS AND PETITIONS.

The following communication was received and read in the House:

March 10, 1921.

The Speaker, House of Representatives, Helena, Montana.

The attention of the Legislative Assembly, now in Extraordinary Session, is respectfully called to the following subjects for appropriate consideration and action:

House Bill No. 114, imposing a license tax on cement manufacturers, was passed by the Legislative Assembly during the regular Session. This was vetoed by me for the reason that I considered the tax provided therein was excessive as compared with license taxes upon other subjects. I believe and recommend that a bill should be passed imposing an equitable license tax on those engaged in such industry in this State.

Senate Substitute for House Bill 278 imposed a license tax on retail dealers on coal, cement and cement by-products, for the mining or manufacturing of which no license tax has been paid by any mine operator or manufacturer under any law of this State. The rate contained in this bill, so far as it relates to dealers in cement, is exactly the same as that contained in House Bill No. 114, and the bill is, therefore subject to the same objections. House Bill 112 provides for a license tax on those engaged in mining coal in this State, while a law to take the place of House Bill No. 114 will apply only to those engaged in manufacturing cement and its by-products in this State. In order that there may be no discrimination against these two Montana industries, I suggest that you enact a law imposing a license tax on those engaged in selling coal at retail, when no mine operator in this State has paid any license tax for mining the same, and that you also enact a law imposing a license tax on persons engaged in the business of selling cement and cement by-products at retail, when no license tax for manufacturing the same has been paid by any person in this State, the rates in such laws to be the same as imposed on those engaged in coal mining and in manufacturing cement in this State.

The law requiring corporations to pay a license tax for doing business in this state as corporations, Chapter 79, Session Laws 1917, contains in its provisions a great many uncertainties and ambiguities, some of its provisions being unintelligible. It also places the administration of the law in the State Treasurer. The State Treasurer is a collecting officer and should not be burdened with the levying and assessment of license taxes. I therefore suggest and recommend that such law be amended so that its provisions will be made definite and certain and the administration thereof placed in the State Board of Equalization.

To carry out the recommendations contained in my Message to the regular session of the Legislative Assembly, required the preparing and drafting of a large number of bills. For this purpose I employed Mr. Frank Woody, who prepared and drafted these bills—some twenty in number. He appeared before several Legislative Committees to which such bills were referred and aided and assisted such Committees throughout the entire Session. I believe that his services were of very great value to the Legislative Assembly and its Committees and I feel that he is entitled to receive some adequate compensation therefor. I therefore recommend that the Legislative Assembly appropriate a reasonable amount in payment for such service.

I also call to your attention the condition of the Capitol Building. The roof is in bad condition, and I am informed that the heating and plumbing are in bad repair. There is no insurance on either the building or its contents. Sufficient appropriations should be made to cover these matters before adjournment.

There is also another matter that should be given consideration. While nearly all the other states have provided by statute for the election of a member of the National Committee of the different political parties, Montana, through an oversight, has failed to provide any machinery for the election of such national committeemen. I believe action should be taken in this matter before adjournment.

JOS. M. DIXON, Governor.

Johnson moved that various matters referred to in the Governor's communication be referred to appropriate committees, duly seconded and carried.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bills were introduced without previous notice and by unanimous consent of the House, read first and second times and referred to Committees as follows:

H. B. No. 6, by Committee on State Boards and Officers. A Bill for an Act entitled: "An Act prescribing the powers and duties of the Board of Equalization and repealing Chapter 48 and Chapter 165 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana." Referred to Committee on Judiciary.

Upon motion by Conser, duly seconded and carried, the rule in regard to giving of one day's notice prior to introduction of a bill was suspended.

H. B. No. 7, by O'Hara. A Bill for an Act entitled: "A Bill for an Act to Repeal Chapter 14 of the Session Laws of the Thirteenth Legislative Assembly of Montana, entitled: 'An Act to provide for an Additional Judge for the Fourth Judicial District of the State of Montana so that there will hereafter be Three Judges in said District.'" Referred to Committee on Judiciary.

Pursuant to motion pertaining to matters referred to in Governor's communication, the Speaker referred all matters pertaining to Revenue and Taxation to the Committee on Revenue and Taxation.

The Appropriation in reference to compensation for Mr. Woody was referred to the Committee on Appropriations.

The matter pertaining to the State Capitol Building and Repairs to same was referred to the Committee on State Institutions, Public Buildings and Grounds.

The matter pertaining to Elections of National Committeeman was referred to Committee on Privileges and Elections.

Upon motion, by Dillavou, duly seconded and carried, copies of all bills introduced at Extraordinary Session were furnished to the Printing Committee and ordered immediately printed for the use of the members.

On motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 2, being: "An Act to establish a tax on direct and collateral inheritances, bequests and devises; to provide for its assessment and collection, and directing the disposition of the proceeds thereof; and repealing, subject to certain reservations, Sections 7724 to 7751, both inclusive, of the Revised Codes of 1907," respectfully report as follows:

That H. B. No. 2 be amended as follows: Section 11, subdivision 4, line 20 strike out the word "decendant" and insert in lieu thereof the word "decedent". Section 11, subdivision 4, line 21, strike out the word "decendant" and insert in lieu thereof the word "decedent".

Section 11, subdivision 5, line 32, strike out the word "decendant" and insert in lieu thereof the word "decedent".

Section 15, subdivision 10, item 5, line 93, strike out the word "from" and insert in lieu thereof the word "for".

Section 17, subdivision 1, line 9, before the word "administrator" strike out the word "special".

Wherever in the bill the words "Tax Commission", "State Tax Commission" or "Commission" occur strike out the same and insert in lieu thereof the words "State Board of Equalization".

And as so amended recommend that the bill do pass.

Report adopted.

BERGESON, Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred H. B. Nos. 1 and 2, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 3, a Bill for an Act entitled: "An Act to appropriate money for the payment of the per diem of the officers and attaches of the Seventeenth Legislative Assembly of the State of Montana, in Extraordinary Session," beg leave to report that we recommend same for passage.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 4, a Bill for an Act entitled: "An Act to appropriate money for the payment of incidental expenses and printing of Session Laws of Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session," beg leave to report that we recommend same for passage.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 5, a Bill for an Act entitled: "An Act to appropriate money for the per diem of the members of the Seventeenth Legislative Assembly of the State of Montana, in Extraordinary Session," beg leave to report that we recommend same for passage.

Report adopted.

BUELL, Chairman.

Upon motion, by Johnson of Deer Lodge, duly seconded and carried, the House adjourned until 11:00 o'clock, Friday, March 11th, 1921.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

SEVENTH DAY

House of Representatives, March 11th, 1921.

House met at 11:00 o'clock A. M. pursuant to adjournment.

Mr. Speaker in Chair.

Prayer by Chaplain.

Roll called and all present except:

Covell, Sickler, Wallace, Warren, Haskell, excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, have this day examined the Journal for the Sixth Legislative Day, and have found the same to be correct.

JOHNSON, of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following Senate Communications were received from the Senate and read in the House:

Mr. Speaker:

March 10, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Judiciary reported Senate Bill No. 2, by Parker: "An Act to detach Jefferson County from the Fifth Judicial District and to annex it to the First Judicial District of the State of Montana; defining the boundaries of the First Judicial District and the boundaries of the Fifth Judicial District of the State of Montana; and repealing Chapter 91 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana," recommend that the same do pass.

Committee on Printing reported Senate Bill No. 2 correctly printed.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 10, 1921.

I am directed by the Senate to inform your Honorable Body that the following resolution by Senator Leuthold was introduced, read and upon motion adopted:

WHEREAS, heretofore at the regular session of the Seventeenth Legislative Assembly just passed a Committee was appointed by the Senate to act with a like Committee of the House to investigate the conduct and activities of the Highway Commission of the State of Montana for the past two years, and

WHEREAS, said Committee filed a special report making certain allegations and charges with reference to said Commission, and

WHEREAS, at a later date a special resolution was adopted by the Senate giving authority to said Committee to audit and inspect the books of the Highway Commission for the purpose of ascertaining the regularity of their proceedings, and

WHEREAS, said regular session just passed, adjourned without any final report having been filed by said Committee either with reference to its findings as to the books of said Highway Commission or with reference to any definite conclusion of the said Committee with reference to the activities of the Highway Commission for the past two years, and

WHEREAS, the failure of said Committee to make any final report either to the auditing of said books or otherwise leaves a cloud over the present Highway Commission, and

WHEREAS, a new law has been adopted by the Legislative Assembly creating a new Highway Commission and a change of administration has taken place,

BE IT RESOLVED, by the Senate that it is the sense of this Body that said Committee should make and file a final report at this Extraordinary Session showing the true financial condition of the Highway Commission with reference to moneys received and expended, also that said Committee should submit their findings as to the mistakes and errors made and committed by said Highway Commission and wherein said Highway Commission has been inefficient and not subservient to the best interest of the people of the State of Montana, and that said report and findings shall be made on or before March 12th, 1921.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 10, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Junod, duly seconded and carried, the Senate adjourned at 11:20 A. M. to meet Friday, March 11th, 1921, at 11 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communication was received and read in the House:

WESTERN UNION TELEGRAM.

Whitehall Mont., March 10, 1921.

House of Representatives, State Capitol Building, Helena, Montana.

The citizens of the south half of Jefferson County wish to enter protest against bill taking county out of Fifth Judicial District and placing it with the First District. If change must be made, place us in the Butte District where geographical location is more favorable to us.

W. G. MEYERS,
WM. L. IRVINE,
R. E. TAIT,
D. F. NAUGHTON,
H. H. HUBER,
M. F. JELINEK, and others.

MOTIONS AND RESOLUTIONS.

Upon motion of O'Hara, duly seconded and carried, the House reconsidered the vote by which House Resolution No. 1 was adopted.

The following motion was received and read in the House:

Mr. Speaker: I move that a Committee of three be appointed to draft suitable resolutions upon the death of Hon. H. J. Haskell of Dawson County.

JOHNSON, of Deer Lodge.

Above motion by Johnson of Deer Lodge, was duly seconded and carried, and the following Committee of three were appointed, by the Speaker: Green of Dawson, O'Hara of Ravalli, and Cooney of Cascade.

Upon motion by MacDonald of Flathead, duly seconded and carried, House Resolution No. 1 was laid upon the table.

Upon motion of Dillavou, duly seconded and carried, the Sergeant-at-Arms and doorkeepers were instructed to admit to the floor of the House any duly elected State Official.

Upon motion by Dillavou, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Dillavou in Chair.

House resumed.

Mr. Speaker in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration House Bill No. 2, respectfully report as follows:

That H. B. No. 2 do pass with the following amendments: Amend Section 12 sub-section 3 by inserting in line 69 after the word "by" the word "any", amend Section 24, line 9, by striking out the word "or" after the word "right" and inserting in lieu thereof the word "of".

Amend Section 2 by striking out in line 7 the words "the laws of the state" and inserting in lieu thereof the word "law".

Amend Section 14 by inserting the words "and an order of such District Court the production of documents, books and records pertinent to such appraisal" after the word "witnesses," in line 6.

Report adopted.

DILLAVOU, Chairman.

On motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to the following committees:

H. B. No. 8, by Riggs, A Bill for an Act entitled: "An Act to repeal Chapter 11 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana." Referred to Committee on Judiciary.

S. B. No. 2, by Parker. A Bill for an Act entitled: "An Act to detach Jefferson County from the Fifth Judicial District and to annex it to the First

Judicial District of the State of Montana; defining the boundaries of the First Judicial District and the boundaries of the Fifth Judicial District of the State of Montana; and repealing Chapter 91 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana." Referred to Committee on Judiciary.

Upon motion by Dillavou, duly seconded and carried, H. B. No. 2, was reported properly engrossed and the bill was placed immediately upon Third Reading.

THIRD READING OF HOUSE BILLS.

H. B. No. 2, by Committee on Ways and Means, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Carlson, Cavanaugh, Chatfield, Conser, Cooney, Crumbaker, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, King, Knudsvig, Lakin, Larson, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Rickard, Rixon, Roberts, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total, 94.

Noes: Allen, McDonald (Silver Bow), Rodgers, Stevens. Total, 4.

Absent and not voting: Buell, Cady, Charters, Covell, Dodds, Hanson, Haskell McDonald (Silver Bow), Rodgers, Stevens. Total, 10.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the House adjourned until 11:00 o'clock A. M. Saturday, March 12th, 1921, out of memory to General Haskell, a member of our House.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

EIGHTH DAY

House of Representatives, March 12, 1921.

House met at 11:00 o'clock A. M. pursuant to adjournment.

Speaker Pro Tem in Chair.

Prayer by Chaplain.

Roll called and all present except:

Brooks, Brown (Lewis and Clark), Covell, Johnson (Fergus), and Mr. Speaker. Sickler and Warren excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, have this day examined the Journal for the seventh Legislative Day, and have found the same to be correct.

Report adopted.

JOHNSON, of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received and read in the House:

RESOLUTIONS ADOPTED BY WHITEFISH BOOSTERS CLUB

Whitefish, Montana, March 10, 1921.

Whereas, The treasury of the State of Montana has an overdraft against it running into millions of dollars, and,

Whereas, The State of Montana is seriously in need of an inheritance tax law equal in efficiency at least to the inheritance tax law in force in the State of Wisconsin, and,

Whereas, A tax of one per cent of the gross returns from the oil wells being developed in Montana permits this rapidly developing industry to bear an inequitable share of the taxes of the State, and,

Whereas, In order to prevent the necessity of most of the Public Schools of the State curtailing their activities by abandoning certain departments, it is imperative that more money for public schools shall be provided, and,

Whereas, The Seventeenth Legislative Assembly recently adjourned without enacting the laws and furnishing the relief hereinbefore mentioned, and,

Whereas, His Excellency, Joseph M. Dixon, Governor of the State of Montana, has deemed it advisable to call, and has called, the Seventeenth Legislative Assembly together to consider the subjects hereinbefore mentioned and certain other subjects, therefore,

Be It Resolved, That the Whitefish Boosters Club approve the action of His Excellency, the Governor, in calling the Legislative Assembly together in special session, and that we endorse without reservation the Legislative program outlined in his message to the said Assembly, and,

Be It Further Resolved, That we urge upon our senator and representatives in said Legislature full and complete co-operation with the Governor in the enactment of the laws and the furnishing of the relief suggested in the said message, and,

Be It Further Resolved, That a copy of these resolutions be forwarded to His Excellency, Joseph M. Dixon, Governor of the State of Montana, that copies be forwarded to our senator and representatives in the Legislature.

Attest: G. M. MOSS, President.

J. O. O'LEARY, Secretary.

The following communications were received from the Senate and read in the House:

March 11th, 1921.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second time and referred to Committees designated:

Senate Bill No. 3, by Dearborn, "An Act to prevent fraud in the sale and disposition of stocks, bonds or other securities sold or offered for sale within the State of Montana, providing for the enforcement thereof, and making the Board of Railroad Commissioners of the State of Montana Ex-Officio an Investment Commission and defining its powers and duties, and to repeal Chapter 85, Acts of the Thirteenth Legislative Assembly of the State of Montana, entitled: 'An Act creating the office of Investment Commissioner, and giving such official certain powers in relation to investment companies and stockbrokers for the protection of investors, including the power to license the sale by such companies and stockbrokers to the public securities; defining investment companies and regulating or providing for the regulation of the promotion, organization and operation thereof; providing for the inspection and investigation of property, books, papers, business methods and affairs of any investment company whose securities shall be offered for sale to the public; defining stockbrokers and providing for the regulation of their business as such;' creating the Investment Commission Fund, and providing penalties for the violation of this Act." Referred to Committee on Finance and Claims.

Senate Bill No. 4, by Kirton, "An Act providing the method of selecting a National Committeeman by the State Central Committee of political parties." Referred to Committee on Judiciary.

Senate Bill No. 5, by Heren, "An Act defining and regulating common carrier pipe lines and granting to them the right of eminent domain; empowering the Railroad Commission of Montana to regulate the rates, charges and business of such common carrier pipe lines, prohibiting discrimination by said pipe lines and providing penalties for the violation of this Act." Referred to Committee on Judiciary.

Very respectfully,

C. J. McALISTER, Secretary of the Senate.

Mr. Speaker :

March 11th, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File, respectfully report as follows:

Senate Bill No. 2 and recommend that same do pass.

The above report was adopted.

MEARS, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker :

March 11th, 1921.

I am directed by the Senate to inform your Honorable Body that the motion of Senator Edwards moving that the Senate neither transmit or receive from the House any bill after Tuesday, the 15th instant, was seconded and lost.

That a communication from the Governor referring to House Bills Nos. 114 278 and 112; the employment of Mr. Frank Woody to draw certain bills; and a bill for the election of National Committeeman was received and read and upon motion placed on file.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker :

March 11th, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Junod, duly seconded and carried, Senate Bill No. 2 was considered correctly engrossed and placed on the calendar for third reading.

On motion of Senator Booth, duly seconded and carried, the President was authorized to appoint a Committee of three to draft suitable Resolutions on the death of Representative Henry J. Haskell, and that the Senate adjourn out of respect to his memory. The President appointed as such Committee, Senator McCone, Booth and Burgess.

On motion of Senator Junod, duly seconded and carried, the Senate adjourned at 11:35 A. M., to meet Saturday, March 12th, 1921, at 11 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker :

March 11th, 1921.

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 2, introduced by Parker, relating to the detaching of Jefferson County from the Fifth Judicial District and annex the same to the First Judicial District of Montana, was this day read third time and passed, title agreed to and the said bill is herewith transmitted to the House for its concurrence.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker :

March 12th, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and passed, title and history agreed to, and are herewith transmitted to the House for concurrence.

Senate Bill No. 4.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker: Your Special Committee appointed to draft resolutions upon the death of the Honorable Henri J. Haskell, respectfully report as follows:

Whereas, The Honorable Henri J. Haskell, a member of this House from Dawson County, died at his home in Glendive the morning of March 11th, and,

Whereas, The members of this Assembly deeply deplore the passing of a man whose activities on behalf of the State and Territory of Montana were coincident with the advancement and development of both State and Territory for nearly half a century; Mr. Haskell, having been a member of the Territorial

Council of Montana, a member of the State Constitutional Convention, the first Attorney-General of the State of Montana, a member of the Seventeenth Legislative Assembly, and a member of the Seventeenth Extraordinary Session, and,

Whereas, during a long and active life the faith of Henri J. Haskell in Montana and Montana people never wavered. His best efforts were ever given to the upbuilding of the State and the betterment of civic conditions and public duties; adhering always to unfaltering belief in the exemplification of those principles of justice and equality without which no enduring civic structure can be reared or civic betterment be perpetuated,

Be It Resolved, by the House of Representatives of the Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session, that this State and the people of this State have suffered a distinct loss in the death of the Honorable Henri J. Haskell, one of its sturdiest pioneers and unfaltering advocates, and that we at this time, make due acknowledgement of the debt of gratitude due him and express to his family and friends our sincere sympathy, and,

Be It Further Resolved that a copy of this Resolution be spread upon the Journal of the House of Representatives of the Seventeenth Legislative Assembly in Extraordinary Session, that a copy be placed on file in the Montana Historical Society, that a copy be sent to his family and that the Sergeant-at-Arms be instructed to drape his desk in this Assembly with insignia of mourning for the time of this Extraordinary Session.

HENRY R. GREEN.
E. H. COONEY,
R. A. O'HARA.

Upon motion, by Cooney, duly seconded and carried, the above resolution was adopted.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Printing, to whom was referred H. B. Nos. 8, 3, 4, 5, 6, 7, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Upon motion, by O'Hara, duly seconded and carried, the Committee on Judiciary was required to submit both the majority and minority reports on H. B. No. 6.

Mr. Speaker: We, a Majority of the Committee on Judiciary having had under consideration H. B. No. 6, A Bill for an Act entitled: "An Act prescribing the powers and duties of the Board of Equalization, and repealing Chapter 48 and Chapter 165 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana," respectfully report as follows: That said H. B. No. 6 do not pass.

We further recommend that the attached substitute for House Bill No. 6, A Bill for an Act entitled: "An Act appropriating money for the operation and maintenance of certain of the State Boards and Departments of the State of Montana, for the period beginning July 1, 1921, and ending June 30, 1923," be printed and referred to Committee on Appropriations.

JOHNSON of Silver Bow,
SKULASON,
SILVER,
RODGERS,
ALLEN,
WALLACE,
SCHARNIKOW,
GEIS, and
AUSTIN.

Upon motion by Blomquist, duly seconded and carried, Substitute for H. B. No. 6, was read at length.

Mr. Speaker: The undersigned, minority members of the Judiciary Committee having had under consideration H. B. No. 6, by the Committee on State Boards and Officers, entitled: "An Act prescribing the powers and duties of the Board

of Equalization, and repealing Chapter 48 and Chapter 165 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana," beg leave to report as follows:

That the title be amended so as to read as follows: "An Act prescribing the powers and duties of the State Board of Equalization, authorizing said Board to employ and appoint such assistants and clerical help as may be required and fix their compensation; authorizing the Governor to appoint a tax expert or experts to assist said State Board of Equalization, defining the powers and duties of said experts, fixing their compensation, and making an appropriation for the purposes herein above stated; and to repeal Chapter 48 and 165 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana."

Also strike out in line 4 of Subdivision 1 of Section 4 of the printed bill, beginning with the words "to that end" all of lines 5, 6, 7, 8, 9, 10 and 11.

Sub-division 11 of Section 4, line 54, page 6 of the printed bill, after the word "to" strike out the word "the".

Section 4, sub-divisions 11, line 59, page 6 of the printed bill, insert before the word "Boards" the word "County". Line 5 of Section 6 after the words "Attorney General" insert "or County Attorney of the proper county".

Page 9, line 9, Section 11 of the printed bill, strike out all of lines 9 and 10, beginning with the word "including" in line 9 and ending with the word "Board" in line 10.

Sub-Division 2 of Section 11, strike out beginning with the word "including" in line 15 and ending with the word "Board" in line 17. Page 10, sub-division 3 of Section 11, strike out lines 22, 23, and 24 beginning with the word "including" in line 22 and ending with the word "Equalization" in line 24.

Page 8, Section 6, line 12 of the printed bill, strike out the words "Board of".

And as so amended we recommend that the bill do pass.

O'HARA, Chairman,
MacDONALD, (Flathead).
CAVANAUGH,
DILLAVOU,
BLACK,
KENYON,
ARNOLD.

Skulason moved that the majority report on H. B. No. 6 be adopted.

As a Substitute O'Hara moved that the minority report on H. B. No. 6 be adopted.

The Minority report was adopted by the following roll call:

Ayes: Anderson, Arnold, Beley, Bell, Bergeson, Black, Bohling, Boorman, Brockway, Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Fergus), Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Pennewell, Perrine, Pichs, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Swift, Troy, Wilcomb, Williams. Total, 65.

Noes: Allen, Austin, Berglin, Blomquist, Brasier, Carlson, Charters, Cooney, Daily, Dunn, English, Geis, Goodland, Goodman, Hathaway, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, McDonald (Silver Bow), McQuarrie, Provins, Roberts, Rodgers, Scharnikow, Silver, Skulason, Spratt, Stevens, Stoner, Treloar, Wade, Wallace, Worden. Total, 33.

Absent and not voting: Brooks, Brown (Lewis and Clark), Covell, King, Rouleau, Sickler, Warren, Mr. Speaker. Total, 8.

Upon motion by MacDonald of Flathead, duly seconded and carried, H. B. No. 6, was referred to the Committee on Appropriations.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bill was introduced read first and second times, and referred to the Committee as follows:

H. B. No. 9, by Committee on Ways and Means, a Bill for an Act entitled: "An Act relating to and regulating the sale of coal within the State of Montana; requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this State of retailing, or selling at retail coal, of any kind, to pay to the State Treasurer for engaging in or carrying on such occupation or business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees and prescribing a method for the assessment and collection thereof; prescribing penalties for violations of this Act; and repealing Chapter 80, Acts of the Twelfth Legislative Assembly of the State of Montana, entitled: 'An Act relating to, and regulating the sale of coal within the State of Montana, requiring all persons, associations or corporations retailing, or selling at retail, coal of any kind, to take out a license and providing penalties for violations of this Act.'" Referred to Committee on Ways and Means.

MOTIONS AND RESOLUTIONS.

House Resolution No. 2, Introduced by Conser.

Whereas, It has become a matter of current report through the public press of this State that certain witnesses in a public hearing held in the Senate of this Legislative Assembly have testified to the fact that certain statements have been made implicating nine members of this House of Representatives in improper practices in the matter of their voting on certain measures before this Assembly.

Now, Therefore, Be It Resolved, That a committee consisting of Black of Toole, O'Hara of Ravalli, MacDonald of Flathead, Buell of Gallatin, Scharnikow of Powell, Brown of Mineral, and Crumbaker of Chouteau, be and is hereby appointed for the purpose of investigating such reports, reviewing such evidence as they deem necessary, and further advising this House as to its proper action in the premises.

Upon motion of Conser, duly seconded and carried, the above Resolution was adopted.

CONSIDERATION OF MESSAGES FROM THE GOVERNOR AND SENATE.

Helena, Montana, March 12, 1921.

To the Honorable Speaker, and Members of the House of Representatives, Helena, Montana.

Gentlemen: On the 9th inst. the Senate, by its Resolution No. 1, introduced by Haley, appointed a committee to make an investigation of the facts relative to a statement made by His Excellency, the Governor of Montana, in his message to the Joint Assembly under date of March 8, 1921, on which occasion the Governor quoted a purported statement made at Billings, Montana, on March 5, 1921, as follows: "In order to defeat the proposed 3% rate on oil, I arranged a trade with the opponents of the Tax Commission Bill in the Senate, and traded five votes against the Tax Commission Bill in exchange for five votes for the 1% oil tax."

The committee held three public hearings, investigating the said matter, as follows: one on the 9th inst., one on the 10th inst., and one on the 11th inst. During the course of such investigation, the witnesses were sworn and examined, and on the 10th inst., one of said witnesses, to-wit: C. W. Fowler, testified that one, Thomas Arthur, on the occasion referred to by the Governor, said in substance: "In order to protect ourselves from this 3% oil tax, it was necessary for us to deliver some votes in the Senate and some in the House, against the Tax Commission bill." And the same witness also testified: "****He said it was necessary for us to deliver five votes in the Senate and nine in the House, in order to save ourselves." And the same witness, being asked to give as nearly as he could, the exact words of Mr. Arthur on that occasion testified: "I will endeavor to give it to you as nearly as I can. 'In order to protect ourselves'—as nearly as I can—it is difficult for me to do, but as nearly as I remember it,

'in order to protect ourselves from the injustice of the 3% oil tax, it was necessary for us to deliver five votes in the Senate and nine in the House against the Tax Commission measure'."

Another witness, Mr. W. A. Selvidge, who was examined by the committee on the 10th inst., respecting a remark which the witness testified he heard Mr. Arthur make on the occasion mentioned, testified in substance that he heard Mr. Arthur make the statement that it was necessary for Mr. Arthur to be in a position to deliver five votes in the Senate and nine votes in the House.

The committee deemed it proper to call the attention of the House of Representatives to the above testimony so that it might take such action in respect thereto as seemed appropriate.

INVESTIGATING COMMITTEE OF THE SENATE:

by JOHN L. SLATTERY, Chairman,
by O. H. JUNOD,
by J. W. ANDERSON,
by T. P. STEWART,
by M. H. PARKER,

Upon motion of Conser, the above Communication was referred to a committee as follows: Black of Toole, O'Hara of Ravalli, MacDonald of Flathead, Buell of Gallatin, Scharnikow of Powell, Brown of Mineral, and Crumbaker of Chouteau.

Upon motion of Dillavou the House resolved itself into a Committee of the Whole for the consideration of General Orders.

GENERAL ORDERS.

Scharnikow in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration Business on General Orders, respectfully report as follows: That H. B. No. 3 do pass.

H. B. No. 4 do pass with the following amendment: Amend Section 1 by striking out in line 3 the words and figures "Five Thousand Dollars (\$5000.00)" and inserting in lieu thereof the words and figures "Seven Thousand, Five Hundred Dollars (\$7500.00)". Also by striking out lines 6, 7 and 8 to said Section.

H. B. No. 5 do pass.

Report adopted.

SCHARNIKOW, Chairman.

Upon motion of Johnson of Deer Lodge, House reverted to Order of Business No. 9.

THIRD READING OF HOUSE BILLS.

H. B. No. 3, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brasier, Brockway, Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Gillette, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McQuarrie, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Province, Reid, Rhoads, Rickard, Riggs, Rixon, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wilcomb, Williams, Worden. Total, 83.

Noes: Goodman, McDonald (Silver Bow). Total, 2.

Absent and not voting: Bohling, Brooks, Brown (Lewis and Clark), Carlson, Charters, Cooney, Covell, Geis, King, Northey, Ray, Reeves, Roberts, Rouleau, Shoemaker (Yellowstone), Sickler, Silver, Skulason, Wallace, Warren, Mr. Speaker. Total 22.

Upon motion of MacDonald of Flathead, House recessed until 2:30 P. M.

AFTERNOON SESSION.

House resumed.

Speaker Pro Tem in chair.

Upon a question of quorum arising, a call of the House was demanded and the following found absent:

Bohling, Brown (Lewis and Clark), Brown (Mineral), Carlson, Chatfield, Covell, Dowlin (Yellowstone), Goodland, Hathaway, Haynes, Hills, Johnson (Fergus), Kemp, King, Knudsvig, Provinse, Ray, Reeves, Rhoads, Rouleau, Sandy, Scofield, Shoemaker (Yellowstone), Sickler, Skulason, Snell, Warren, Mr. Speaker.

Upon motion of Brasier, duly seconded and carried, further action under call of the House was suspended.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Appropriations having had under consideration H. B. No. 6, A Bill for an Act entitled: "An Act prescribing the powers and duties of the Board of Equalization, and repealing Chapter 48 and Chapter 165 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana", beg leave to report that we recommend same for passage.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Ways and Means having had under consideration H. B. No. 9, being: "An Act relating to and regulating the sale of coal within the State of Montana; requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this State of retailing, or selling at retail, coal of any kind, to pay to the State Treasurer for engaging in or carrying on such occupation or business, certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees and prescribing a method for the assessment and collection thereof; prescribing penalties for violations of this Act, and repealing Chapter 80, Acts of the 12th Legislative Assembly of the State of Montana, entitled, 'An Act relating to, and regulating the sale of coal within the State of Montana, requiring all persons, associations or corporations retailing, or selling at retail, coal of any kind, to take out a license, and providing penalties for violations of this Act.'" Respectfully report as follows: That H. B. No. 9 do pass.

Report adopted.

BERGESON, Chairman.

Mr. Speaker: We, your Committee on Petroleum, Oil and Gas, having had under consideration H. B. No. 1, introduced by Committee on Ways and Means, entitled: "An Act requiring every person, firm, co-partnership, association, joint-stock company, syndicate and corporation engaged in or carrying on the business of producing within this State petroleum or other mineral or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this State any well or wells from which petroleum or other mineral or crude oil is produced, to pay to the State Treasurer for engaging in and carrying on such business, certain license taxes; fixing amount of such license taxes; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act," respectfully report as follows: That said H. B. No. 1 be amended as follows, to-wit:

Amendment No. 1. Wherever in the Bill the words "Tax Commission", "State Tax Commission", "Montana Tax Commission" or "Commission" occur, let the same be stricken from said Bill and the words "State Board of Equalization" be inserted in lieu thereof.

Amendment No. 2. That the word "such" occurring after the word "producing" in line twelve (12) of Section 2 of said Bill be stricken therefrom.

Amendment No. 3. That the word "three" appearing at the end of seven (7) and the words and figures "per centum (3%)", appearing at the beginning of line eight (8) of Section 2 of said Bill be stricken therefrom, and in lieu thereof be inserted the words and figures "two per cent (2%)".

Amendment No. 4. Insert in line 26 of original bill (line 9 of printed bill) between the words "year" and "but" the following words: to-wit, "as his interest may be".

Amendment No. 5. Insert in Section 2, line 23 of original bill (line 28 of printed bill) after the word "Act" the following words: "and shall pay such proportionate part of such license tax as his interest may be".

Amendment No. 6. Amend Section 9, lines 21 to 27 of original bill (lines 14 to 18 of printed bill) by striking out all of the last sentence of said Section, beginning with the words "no action shall be maintained" and all the remainder of said Section.

And that as so amended said bill do pass.

Report adopted.

ROBERTS, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

S. B. No. 4, by Kirton. A Bill for an Act entitled: "A Act providing the method of selecting a National Committeeman by the State Central Committee of political parties." Referred to Committee on Privileges and Elections."

H. B. No. 10, by Committee on Appropriations. A Bill for an Act entitled: "An Act to appropriate money to pay Frank Woody for services rendered by him, at the request of the Governor, in preparing and drafting bills necessary to carry into effect the recommendations contained in the Governor's messages to the regular and extraordinary sessions of the Seventeenth Legislative Assembly, and in appearing before and assisting the several Legislative Committees in connection therewith." Referred to Committee on Appropriations.

Upon motion of Brasier, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Brasier in chair.

House resumed

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration Business on General Orders as follows:

H. B. No. 4, H. B. No. 5, H. B. No. 1, H. B. No. 6, respectfully report as follows:

That H. B. No. 4 do pass as amended. Amend Section 1 by inserting in line 4 after the word "express" the words "and for printing and publishing the Session Laws".

H. B. No. 5 do pass as amended. Amend Section 1 by striking out the words and figures "Twenty-five Thousand (\$25,000.00)" and insert in lieu thereof the words and figures "Thirty-five Thousand (\$35,000.00)", and in line 3, Section 1 after the word "the" the following: "mileage and".

H. B. No. 1 be taken from General Orders and placed at head of General Orders for Monday, March 14, with the following amendments: Amend the Title of H. B. No. 1 by inserting in the next to the last line of the title of the printed bill between the words "collection" and "thereof" the words "and Distribution". Amend the Title of H. B. No. 1 by inserting after the word "thereof" and before the word "and" in next to the last line the following words to-wit "requiring the filing of certain statements by the County Superintendents of Schools."

Amend the title of H. B. No. 1 by inserting in the next to the last line of the title of the printed bill between the words "collection" and "thereof" the words "and distribution." Amend the title of H. B. No. 1 by inserting after the word "thereof" and before the word "and" in next to the last line the following words

to-wit: "requiring the filing of certain statements by the county superintendent of schools." Amend the title of H. B. No. 1 by striking out in the eleventh line of the title of the printed bill (in third line from the last of printed bill) the word "and" and inserting in lieu thereof a comma.

H. B. No. 6 do pass as amended: Amend section 1 by adding thereto the following sub-divisions: No. 8-9-10-11.

(9) To summon witnesses to appear and give testimony, and to produce books, records, papers and documents relating to any tax matter which the State Board of Equalization may have authority to investigate or determine:

(9) To cause the disposition of witnesses residing within or without the State, or absent therefrom to be taken, upon notice to the interested parties, if any, in like manner as depositions of witnesses are taken in civil actions in the district court, in any matter which the State Board of Equalization may have authority to investigate or determine:

(10) To direct proceedings, actions and prosecutions to be instituted and to enforce the laws relating to the liability and punishment of public officers and officers and agents of corporations for failure or neglect to comply with the provisions of the laws of the State governing returns, of assessments and taxation of property, and to cause complaint to be made against county assessors, members of county boards of equalization, or any other officer required by any law to perform any duty in connection with the assessment of property or collection of taxes, to the proper authority for their removal from office for misconduct, or neglect of duty. To require county attorneys to assist in the prosecution and commencement of actions or proceedings for removal, forfeiture or punishment for violation of the laws in regard to the assessment and taxation of property in their respective counties.

(11) To require individuals, co-partnerships, companies, associations and corporations to furnish such information, as may be required by the State Board of Equalization, concerning all subjects pertaining to taxation, including their capital, funded or other debt, current assets, and liabilities, earnings, operating expenses, and taxes, as well as all other statements now or hereafter required by any law for taxation purposes.

BRASIER, Chairman.

Brasier moved that the report of the Committee of the Whole be adopted.

As a substitute Conser moved that H. B. No. 5 be segregated from report of the Committee of the Whole, which was lost by the following roll call:

Ayes: Anderson, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Buell, Cavanaugh, Chatfield, Conser, Crumbaker, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Felton, Gillette, Green (Dawson), Hanson, Haynes, Hills, Hunter, Jones, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, Parsons, Peden, Perrine, Ray, Rhoads, Riggs, Rixon, Sales, Sandy, Seefeld, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Snell, Swift, Troy, Williams. Total, 47.

Noes: Allen, Arnold, Austin, Brasier, Brockway, Brown (Mineral), Cady, Carlson, Charters, Cooney, Daily, Dillavou, Dunn, English, Fairgrieve, Geis, Goodland, Goodman, Green (Flathead), Gullidge, Hathaway, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, McDonald (Silver Bow), McQuarrie, O'Hara, Penewell, Phelps, Provinse, Reid, Rickard, Roberts, Rodgers, Scharnikow, Silver, Skulason, Smith, Spencer, Spratt, Stoner, Treloar, Wade, Wallace, Wilcomb, Worden. Total, 48.

Absent and not voting: Brooks, Brown (Lewis and Clark), Covell, Faust, Johnson (Fergus), King, Reeves, Rouleau, Sickler, Stevens, Warren, Mr. Speaker. Total, 12.

Thereupon report of Committee of the Whole was adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to the following committees:

H. B. No. 11, introduced by Committee on Ways and Means, a bill for an Act entitled: "An Act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of producing or manufacturing cement, cement plaster, or gypsum plaster, in this State to pay to the state treasurer for engaging in and carrying on such business, certain license taxes for the exclusive use and benefit of the State of Montana; fixing the amount of such license taxes, prescribing a method for the assessment and collection thereof, and prescribing penalties for violations of the provisions of this Act." Referred to Committee on Ways and Means.

H. B. No. 12, introduced by Committee on Ways and Means, a Bill for an Act entitled: "An Act relating to and regulating the sale of cement, cement plaster, gypsum plaster or other by-products of cement, within the State of Montana; requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this State of retailing, or selling at retail said commodities or any by-products, thereof, to pay to the state treasurer for engaging in or carrying on such occupation or business, certain license tax for the exclusive use and benefit of the State of Montana; fixing the amount of such license tax and prescribing a method for the assessment and collection thereof, and prescribing penalties for the violations of this Act." Referred to Committee on Ways and Means.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following report was received from Standing Committee:

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration H. B. No. 10, being a Bill for an Act entitled: "An Act to appropriate money to pay Frank Woody for services rendered by him, at the request of the Governor, in preparing and drafting bills necessary to carry into effect the recommendations contained in the Governor's messages to the Regular and Extraordinary Sessions of the 17th Legislative Assembly, and in appearing before and assisting the several Legislative Committees in connection therewith," beg leave to report that we recommend same for passage.

BUELL, Chairman.

Report adopted.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House adjourned until 1:00 o'clock Monday, March 14th.

Attest:

R. H. WIEDMAN, Chief Clerk.

FRED L. GIBSON,

Speaker.

TENTH DAY

House of Representatives, March 14, 1921.

House met at 1:00 o'clock P. M. pursuant to adjournment.

Speaker Pro Tem in Chair.

Prayer by Chaplain.

Roll called and all present except:

Covell, King, Mr. Speaker, Wilcomb. Sickler and Warren excused.

Quorum present.

Upon motion, by Johnson of Deer Lodge, duly seconded and carried, the privilege of the floor was extended to MacDonald of Flathead who thereupon presented Rev. Hosking with a beautiful watch, the gift of the members of the Extraordinary Session of the Seventeenth Legislative Assembly.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, having this day examined the Journal for the Eight Legislative Day, and have found same to be correct

Report adopted.

JOHNSON, of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and read in the House:

Mr. Speaker:

March 12, 1921.

I am directed by the Senate to inform your Honorable Body that Standing Committees reported as follows:

Committee on Judiciary, reported Senate Bill No. 4, by Kirton: "An Act providing the method of selecting a National Committeeman by the State Central Committee of Political Parties," and recommended that said Bill do pass.

Also Senate Bill No. 5, by Heren: "An Act defining and regulating common carrier pipe lines and granting them the right of eminent domain; empowering the Railroad Commission of Montana to regulate the rates, charges and business of such common carrier pipe lines, prohibiting discrimination by said pipe lines and providing penalties for the violation of this Act," and recommend that said Bill do pass.

Committee on Printing reported Senate Bill Nos. 3 and 4 correctly printed.

Committee on Finance and Claims reported Senate Bill No. 3, by Dearborn: "An Act to prevent fraud in the sale and disposition of stocks, bonds or other securities sold or offered for sale within the State of Montana, etc.," and recommended that same be printed.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 12th, 1921.

I am directed by the Senate to inform your Honorable Body that the following motion was presented by Senator Edwards which was duly seconded:

Mr. President: On this, the Eighth day of the Extraordinary Session of the Seventeenth Legislative Assembly, no measures in conformance with the message of the Governor having as yet been received from the House, where they should originate, and in consideration of the exorbitant expense upon the taxpayers of the State for each and every day of this Session,

I therefore, move you that the Senate neither transmit or receive from the House any bills after Wednesday, the Sixteenth instant.

EDWARDS.

Motion ruled out of order by the President.

Moved by Senator Coburn that the Senate re-consider the vote by which the motion of Senator Edwards of yesterday was not adopted.

Motion seconded.

Motion ruled out of order by the President.

Senator Edwards appealed from the decision of the Chair.

On motion of Senator Pauline the call of the House was made showing all members present, except Booth and Henderson, the other absentees being excused.

On motion of Senator Edwards, duly seconded, further call of the House was dispensed with.

The Senate then sustained the decision of the Chair.

The President receded from his former ruling in which he had declared the motion of Senator Edwards out of order.

The Senate thereupon adopted motion of Senator Edwards.

It was moved by Senator Lenthold and seconded that the vote by which the motion was adopted be reconsidered.

It was moved by Senator Donlan, and duly seconded, that the motion of Senator Lenthold be laid on the table.

On motion of Senator Donlan a call of the House was made, showing all Senators present except Booth, other absentees being excused.

On motion of Senator Donlan a further call of the House was dispensed with thereupon the motion of Senator Donlan, that the motion be re-considered, be tabled, was carried.

It was moved by Senator Edwards that it be the sense of the Senate that the motion just passed shall in no way conflict with any messages of the Governor.

The President moved that the motion was out of order.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 12th, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second times and referred to the Committee designated:

House Bill No. 2, by Committee on Ways and Means: "An Act to establish a tax on direct and collateral inheritances, bequests and devises; to provide for its assessment and collection; and directing the disposition of the proceeds thereof; and repealing subject to certain reservations, sections 7724 to 775 both inclusive, of the Revised Codes of 1907." Referred to Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 12th, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully reported as follows:

Senate Bill No. 4 and recommend that same do pass.

The above report was adopted.

SLATTERY, Chairman.

On motion of Senator Junod, duly seconded and carried, the rules were suspended and Senate Bill No. 4 was considered engrossed and placed on the calendar for third reading.

It was moved by Senator Edwards, duly seconded and carried that Senate Bill No. 3 be re-referred to the Committee on Finance and Claims.

Upon motion of Senator Jund, duly seconded and carried, the Senate adjourned at 1:20 o'clock P. M. to meet Monday, March 14th, 1921, at 1 o'clock P. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read in the House:

Boulder, Montana, March 9, 1921.

Honorable Joseph M. Dixon, Helena, Montana.

Dear Governor:

The State School at Boulder has now approximately 225 students and corps of about 50 supervisors, laborers and so on. The attendance will doubtless increase as time goes on, the institution now having over 500 on the waiting list.

The State houses and cares for all the students and the great majority of the teachers.

We have attempted up to the present moment to produce our own meat, vegetables, butter and other farm produce, but have not sufficient proper soil to do so and must have additional land.

The State now owns and operates as a part of this institution a river-bottom ranch, cut up hither and thither by the Boulder river into little parks and patches of brush and waste land, the soil of which is to a greater or less extent impregnated with copper tailings from the Basin Reduction Works, thus rendering it to a large extent worthless as a productive property. Only native grasses good for pasture and some wild hay in the most favored spots, grow on this land. It is almost wholly worthless as a place on which to raise alfalfa, vegetables and silo filling.

The State now owns about 100 head Holstein cattle, 22 head of horses, 8 hogs, and all necessary poultry—all these for the use of the institution. This is quite sufficient at present, but must be increased as the institution grows. Nevertheless, even now we have to purchase about 80 per cent of our stock feed and about 50 per cent of our table vegetables.

On this ranch the State maintains at present 23 Colony boys and about 12 boys in the F. M. School, that will, in the near future, be transferred to the ranch. All are matured men and nearly all able bodied. These men, for their own benefit, must be employed and taught the art of farming, gardening, etc., and with a suitable ranch will not only be self-sustaining, but will sustain the whole institution by furnishing to it milk, cream, butter, vegetables, fruits, beef, pork, etc.

The institution has sufficient machinery, tools, implements, etc., to employ all its boys and work additional lands, also ample horse barns, poultry and hog houses, machine sheds, granaries, root houses, etc., to carry on additional farming and preserve all necessary produce.

A year and a half ago the management secured options on two contiguous tracts of land lying just across the road from the aforesaid ranch, consideration \$20,000.00. These tracts of land, surveys and blueprints of which are now in the office of the Board of Examiners, comprises about 800 acres in all, of which about 450 acres is arable land under the ditch.

Appurtenant to one of these tracts of land is an old decreed water right with canal sufficient for all purposes. This canal is so situated that its waters are available for use on both these tracts of land.

The motive for buying both tracts of land is that the water right is appurtenant to the one which would be the least valuable for farming purposes.

The Legislature has allowed \$10,000 in the General Appropriation Bill for additional lands. We must have \$20,000.00 in all, to be in position to exercise the option aforesaid, as one of these tracts of land is useless without the other. We therefore pray you to prevail upon the Legislature to make a further and additional appropriation of \$10,000.

Very respectfully,

(Signed) H. J. MENZEMER, President.

L. Q. SKELTON, Secretary.

J. E. KELLY, Member of Board.

March 12, 1921.

The Speaker, House of Representatives, Helena, Montana.

The attention of the Legislative Assembly, now in Extraordinary Session, is respectfully called to the following subjects for appropriate consideration and action in addition to those heretofore mentioned in my previous communications.

The Act of Congress, approved February 25, 1920, provides that 37½ per cent. of the royalty from oil leases for the Federal Government shall be paid by the Secretary of the Treasury to the State, within the boundaries of which be leased lands are located.

It further provides that such moneys shall be used by the State for the construction and maintenance of public roads and the support of public schools or other educational institutions, as the Legislature of the State may direct.

By the provisions of House Bill No. 143, which was passed at the regular session of this Legislature, it was provided that one-third of these royalties should be paid to the county from which the production is derived, one-third to be deposited to the general school fund and one-third to the credit of the general highway fund of the State.

This bill I have been compelled to return to the Secretary of State without my approval for the following reasons:

Under the constitutional provision regarding the taxation of mines, which includes oil production, the net proceeds tax already goes to the county in which the oil is produced. The county in which the oil wells are situated also received the advalorem tax upon the physical property. It is my very earnest conviction that the counties where the oil wells may be situated, having already received the net proceeds tax and the advalorem tax, should not in addition thereto be allotted one-third of the royalty from the Federal Government. This should go to the State as a whole.

Having been compelled for these reasons to veto House Bill No. 143, it will be necessary for you to make further provision for the distribution of this money, which will become payable on July first of the present year.

It has been suggested to me that provision should also be made instructing the Code Commissioner to include the Special Session Laws in the Revised Codes for 1921, in order to avoid a special volume for the Special Session Laws.

I also call your attention to the desirability of making a small additional appropriation of \$10,000 for the purchase of land for the State School at Boulder, and for your information I herewith transmit copy of the letter forwarded to me by the President of that institution and the members of the local board of Control, which will explain the immediate necessity for taking action in the matter.

I have received, under date of March 8, an official communication from the District Engineer of the United States Bureau of Public Roads for District No. 11, calling my attention to the fact that the Montana Legislature has never yet enacted the necessary law accepting the provision of the Federal Road Act extending Federal aid to the different States, and that unless this Special Session shall take positive action, in the matter a very serious question may arise whether or not Montana will be entitled to receive its proportionate parts of the Federal appropriation for the construction of roads. The latter received by me from the United States District Engineer is as follows:

Missoula, Mont., March 8, 1921.

Hon. J. M. Dixon, Governor of Montana, Helena.

"Sir:

I have today received a letter from our Washington office dated March 1 a portion of which I respectfully submit for your consideration, as follows:

"With reference to Senate Bill No. 141, copy of which was enclosed with your letter, it is noted that Section 9 contains a sentence which reads in part as follows:

"The State Highway Commission is hereby authorized to, for and on behalf of the State of Montana, when in its judgment it is to the best interest of the State, assent to the provisions of any act of the Congress of the United States relative to the aid or the construction of any roads or highways in the State of Montana."

"While the language quoted above is very similar to that used in the original act of assent passed by the Montana Legislature in 1917, yet it is not in strict accordance with the Federal Aid Road Act which requires that the Legislature shall itself assent to the provisions of the act. The Federal Aid Act does not provide for assent on the part of the Legislature through the agency of any State official except that the assent of the Governor was made sufficient until the adjournment of the first regular session of the Legislature after the passage of the Federal Aid Act. Since the bill is renewing the assent to the Federal Aid Act, it is suggested that the wording be changed so that the Legislature will itself assent instead of vesting authority in the State Highway Commission to assent. The language quoted above is particularly objectionable in that it leaves the question of assent to the judgment of the State Highway Commission and does not direct that the State Highway Commission shall assent. The Federal Aid Road Act contemplated that the State Legislature alone should exercise the judgment as to whether or not the necessary assent required of the State should be given.

"Very truly yours,

P. ST. J. WILSON, Chief Engineer."

"It is hoped that the suggestion of the Chief Engineer may be complied with in order that any uncertainty in regard to the administration of Federal Aid in Montana may be eliminated.

"It is of course well known to you that assenting to the provisions of the Federal Aid Act imposes no obligation upon a State unless and until Federal Aid is specifically requested, and the rewording of the section mentioned by Mr. Wilson may in no way involve the State in any procedure contrary to its desires. It should seem necessary, however, that any action of the State Legislature looking toward the co-operation of the Federal government in the construction of highways should be in accordance with the provisions of the Road Act.

"In this connection your attention is directed to a portion of Section 1 of said Act, reading as follows:

"* * * but no money apportioned under this Act to any State shall be expended therein until its Legislature shall have assented to the provisions of this Act."

"Very truly yours,

"T. M. KEENE, District Engineer.

There is another matter that I should call to your attention. Several of the appropriation bills, as passed by you at the Regular Session probably do not conform to the Constitutional requirements regarding itemizing the different sums appropriated for specific purposes, several of the appropriation items being for lump sums covering several specific things.

To cure these defects in these appropriation bills, I suggest the propriety of supplemental legislation regarding them. Probably an amendment to the budget law passed by the Sixteenth Legislative Assembly covering appropriation bills of this kind would fully cover the present defect in the appropriation bills passed at the Regular Session.

I also call your attention to the fact that the following claims against the State were not covered in the deficiency appropriation bills passed at the Regular Session:

Fuel for the Capitol Building.....	\$6,325.00
Expenses of District Judges.....	650.00
Expenses of Board of Terminal Elevator Managers.....	2,756.00
Requisition of prisoners.....	633.93

Unless these items are appropriated for at this Session, the various claimants will be compelled to wait two additional years for payment.

(Signed) JOS. M. DIXON.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the subject matter contained in the Governor's message was referred to appropriate committees.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Engrossment, to whom was referred H. B. No. 4 and 5 by Committee on Appropriations, and H. B. No. 6 by Committee on State Boards and Officers, beg leave to report that they have this day been correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration H. B. No. 11 entitled: "An Act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of producing or manufacturing cement, cement plaster, or gypsum plaster, in this State to pay to the State Treasurer for engaging in and carrying on such business, certain license taxes for the exclusive use and benefit of the State of Montana; fixing the amount of such license taxes; prescribing a method for the assessment and collection thereof, and prescribing penalties for violations of the provisions of this Act." respectfully report as follows:

That H. B. No. 11 do pass.

Report adopted.

BERGESON, Chairman.

Mr. Speaker:

We, your Committee on Ways and Means, having had under consideration H. B. No. 12, entitled: "An Act relating to and regulating the sale of cement, cement plaster, gypsum plaster, or other by-products of cement, within the State of Montana; requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this State of retailing, or selling at retail said commodities or any by-products thereof, to pay to the State Treasurer for engaging in or carrying on such occupation or business certain license tax for the exclusive use and benefit of the State of Montana; fixing the amount

of such license tax and prescribing a method for the assessment and collection thereof, and prescribing penalties for the violations of this Act," respectfully report as follows:

That H. B. No. 12 do pass.

Report adopted.

BERGESON, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 14, by the Committee on Appropriations. A bill for an Act entitled: "An Act providing for the making of necessary repairs in, upon and about the State Capitol Buildings and for insuring the same, and their contents thereof, against loss or damage by fire, and making an appropriation therefor." Referred to Committee on Appropriations.

H. B. No. 13, by O'Hara. A bill for an Act entitled: "An Act authorizing the codification of the Acts passed by the Seventeenth Legislative Assembly of Montana of 1921." Referred to Committee on Judiciary.

THIRD READING OF HOUSE BILLS.

H. B. No. 6 by Committee on State Boards and Officers, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Felton, Geis, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Spencer, Swift, Troy, Williams. Total 65.

Noes: Allen, Austin, Blomquist, Brasier, Brooks, Charters, Cooney, Daily, Dunn, English, Faust, Goodland, Goodman, Hathaway, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, McDonald (Silver Bow), McQuarrie, Provinse, Roberts, Rodgers, Rouleau, Scharnikow, Skulason, Stevens, Stoner, Treloar, Wade, Wallace, Worden. Total 31.

Absent and not voting: Carlson, Covell, Johnson (Fergus), King, Rhoads, Sickler, Silver, Spratt, Warren, Wilcomb, Mr. Speaker. Total 11.

H. B. No. 4 by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Allen, Anderson, Austin, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden. Total 94.

Noes: None.

Absent and not voting: Arnold, Carlson, Johnson (Fergus), King, Rhoads, Rodgers, Shoemaker (Yellowstone), Sickler, Silver, Spratt, Warren, Wilcomb, Mr. Speaker. Total 13.

Upon motion of Dillavou, duly seconded and carried, H. B. No. 5 was taken from third Reading and placed on General Orders.

Upon motion of Skulason, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Williams in chair.

House resumed.

Speaker Pro Tem in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration, H. B. No. 1 and H. B. No. 5, respectfully report as follows: That

H. B. No. 1 do pass with the following amendment: Amend Section 2 by inserting in line 11 of printed bill between the words "operations" and "in" the following words "in this State."

Amend Section 2 by striking out in lines 7 and 8, the words and figures "two per centum (2%)" (being the committee amendment) and inserting in lieu thereof the words and figures "three per centum (3%)" (being the wording of the original bill.)

H. B. No. 5 do pass with the following amendment: Amend by adding a new Section to read as follows:

"Section 2. That the sum of Ten Thousand Dollars (\$10,000.00) or so much thereof as may be necessary, be and the same is hereby appropriated out of the money in the State Treasury not otherwise appropriated for the payment of the mileage of the members of the Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session," and renumber Section 2 so as to read "Section 3." Amend title by adding after the first word "the" in the second line, the words "mileage and."

WILLIAMS, Chairman.

Williams moved that the report of the Committee of the Whole be adopted.

As a substitute, Conser moved that H. B. No. 5 be segregated and referred to the Committee on Appropriations, seconded and carried by the following roll call:

Ayes: Anderson, Beley, Bell, Bergeson, Black, Blomquist, Bohling, Boorman, Brown (Lewis and Clark), Buell, Cavanaugh, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Faust, Felton, Gillette, Green (Dawson), Green (Flathead), Haynes, Jones, Kenyon, Lakin, Larson, MacDonald (Flathead), Ogden, O'Hara, Parsons, Peden, Perrine, Ray, Rhoads, Riggs, Rixon, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Snell, Swift, Troy, Wade, Williams, Worden. Total 50.

Noes: Anderson, Austin, Berglin, Brasier, Brockway, Brooks, Brown (Mineral), Cady, Carlson, Charters, Cooney, Daily, Dunbar, Dunn, English, Geis, Goodland, Goodman, Gullidge, Hanson, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Knudsvig, MacDonald (Silver Bow), McQuarrie, Northey, Phelps, Provinse, Reid, Rickard, Roberts, Rodgers, Rouleau, Silver, Skulason, Smith, Spencer, Stevens, Stoner, Treloar, Wallace. Total 45.

Absent and not voting: Arnold, Chatfield, Covell, King, Penewell, Reeves, Shoemaker (Lewis and Clark), Sickler, Spratt, Warren, Wilcomb, Mr. Speaker. Total 12.

Thereupon the remainder of the report of the Committee of the Whole was adopted.

REPORTS OF STANDING COMMITTEES.

The following report was received from Standing Committee:

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 9, 10, 11, 12, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to the Committees as follows:

H. B. No. 15, introduced by Committee on Appropriations, a bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of various state departments for the year ending February 26, 1921. Referred to Committee on Appropriations.

H. B. No. 16, introduced by Committee on Appropriations, a bill for an Act entitled: "An Act appropriating money for the payment of deficiency claims for expenses incurred in carrying out the provisions of House Bill No. 16 of the Fifteenth Legislative Assembly providing for the issuance and sale of bonds to acquire funds for the building of a terminal elevator at Great Falls, Montana. and of House Bill No. 304 of the Sixteenth Legislative Assembly of the State of Montana." Referred to Committee on Appropriations.

H. B. No. 17, by Felton, a bill for an Act entitled: "An Act providing for the disposition and use of moneys derived from bonuses, royalties, and rentals paid into the Treasury of the United States on account of permits or leases granted by the United States as provided by the Act of Congress of February 25, 1920 (Public No. 146) and paid by the Secretary of the Treasury of the United States to the State of Montana." Referred to Committee on Petroleum, Oil and Gas Affairs.

The subject matters contained in Governor's message were referred by Speaker Pro Tem to Committees as follows:

The matters relating to distribution of funds on oil leases referred to Committee on Petroleum, Oil and Gas Affairs.

The matters relating to Session Laws, referred to Committee on Judiciary.

The matters relating to School at Boulder, referred to Committee on Appropriations.

The matters relating to Deficiency Claims and Appropriations referred to Committee on Appropriations.

Upon motion of Bergeson, duly seconded and carried, H. B. No. 1 was reported correctly engrossed and placed on Third Reading.

COMMUNICATIONS AND PETITIONS.

The following communications were received and read at length in the House:

WESTERN UNION TELEGRAM.

Polson, Mont., March 12, 1921.

Speaker of the House of Representatives, Helena, Montana.

Careful survey business men of Polson indicate over ninety per cent, stand squarely behind Governor Dixon and his motives in calling special session.

JAMES HARBERT.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Junod, duly seconded and carried, the President was authorized to appoint a Committee of three to act with a like committee of the House to segregate the message of the Governor and to expedite the introduction of measures covering the recommendations in the message. The President appointed Senators Junod, Burgess and Larson.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Upon motion by Dillavou, duly seconded and carried, the Speaker Pro Tem was authorized to appoint a committee of three to act with a like committee from the Senate relative to matters contained in the above communications.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration House Bill No. 14, being a bill for an Act entitled: "An Act providing for the making of necessary repairs in, upon and about the State Capitol Buildings and for insuring the same, and the contents thereof, against loss or damage by fire, and making an appropriation therefor," beg leave to report that we recommend same for passage.

BUELL, Chairman.

Report adopted.

Upon motion by Dillavou, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Anderson in chair.

House resumed.

Speaker Pro Tem in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration, business on General Orders, respectfully report as follows:

That H. B. No. 9 do pass with the following amendment:

Strike out the second word "any" in line 2 of Section 12 and insert the word "such."

H. B. No. 10 do pass.

H. B. No. 11 do pass.

H. B. No. 12 do pass.

ANDERSON, Chairman.

Upon question of quorum arising a call of the House was demanded and the following found absent: Allen, Brown (Mineral), Rhoads, Scharnikow, Sickler, Wallace, Covell, and Mr. Speaker. Total, 7.

Upon motion of Dillavou, duly seconded and carried, further call of the House was suspended.

Anderson moved the report of the Committee of the Whole be adopted.

As a substitute Rouleau moved that H. B. No. 10 be segregated from the report of the Committee of the Whole, duly seconded and lost by the following roll call:

Ayes: Austin, Berglin, Blomquist, Brooks, Charters, Cooney, Daily, Dunn, English, Geis, Goodland, Goodman, Gullidge, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Knudsvig, McDonald (Silver Bow), McQuarrie, Penewell, Rickard, Roberts, Rodgers, Rouleau, Silver, Skulason, Smith, Spencer, Spratt, Stevens, Stoner, Treloar, Wade, Worden. Total 35.

Noes: Anderson, Arnold, Beley, Bell, Bergeson, Black, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Gillette, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Jones, Kenyon, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reid, Reeves, Rhoads, Riggs, Rixon, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Snell, Swift, Williams. Total 61.

Absent and not voting: Allen, Carlson, Covell, King, Scharnikow, Sickler, Troy, Wallace, Wilcomb, Mr. Speaker. Total 11.

Upon motion of Bergeson, duly seconded and carried, House Bills Nos. 10, 9, 11, 12, were reported correctly engrossed and placed on Third Reading.

Upon motion of Bergeson, duly seconded and carried, House Bill No. 1 was taken from Third Reading and placed on General Orders.

Upon motion by Bergeson, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and section number only and open to amendment.

GENERAL ORDERS.

Rixon in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration, H. B.

No. 1, respectfully report as follows:

That H. B. No. 1 do pass with the following amendment: Amend Section 9 by inserting at the end of line 14 of the printed bill the following paragraph:

No action shall be maintained by such person to review, revise or change the statement so made by the State Board of Equalization, in any particular where, or to enjoin the collection of license tax, penalty or interest or any part thereof, and such person shall have no right to pay such license tax or any part thereof under protest and maintain any action to recover the same."

Report adopted.

RIXON, Chairman.

On motion, House reverted to Order of Business No. 9.

THIRD READING OF HOUSE BILLS.

H. B. No. 1, by Committee on Ways and Means, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Beley, Bergeson, Black, Bohling, Boorman, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Conser, Crumbaker, Daily, Dodds, Dowlin (Yellowstone), Fairgrieve, Faust, Felton, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Larson, MacDonald (Flathead), McQuarrie, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Riggs, Rixon, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Smith, Snell, Swift, Wade, Worden. Total 48.

Noes: Austin, Bell, Berglin, Blomquist, Brasier, Brooks, Cooney, Dowlin (Rosebud), Dunbar, Dunn, Geis, Goodland, Goodman, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, McDonald (Silver Bow), Northey, Penewell, Ray, Rhoads, Rickard, Roberts, Rodgers, Rouleau, Shoemaker (Yellowstone), Silver, Skulason, Stevens, Stoner, Treloar, Troy. Total 37.

Absent and not voting: Allen, Arnold, Brockway, Brown (Mineral), Carlson, Charters, Chatfield, Covell, Dillavou, English, Hathaway, Jones, King, Scharnikow, Sickler, Spencer, Spratt, Wallace, Warren, Wilcomb, Williams, Mr. Speaker. Total 22.

H. B. No. 10, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Beley, Bell, Bergeson, Bohling, Boorman, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Conser, Crumbaker, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Felton, Gillette, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Hunter, Kenyon, King, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Riggs, Rixon, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Snell, Swift. Total 49.

Noes: Austin, Berglin, Black, Blomquist, Brasier, Brooks, Cooney, Daily, Dunn, Geis, Goodland, Goodman, Gullidge, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Knudsvig, McDonald (Silver Bow), McQuarrie, Penewell, Rickard, Roberts, Rodgers, Rouleau, Silver, Skulason, Smith, Spencer, Stevens, Stoner, Troy, Wade, Worden. Total 34.

Absent and not voting: Allen, Arnold, Brockway, Brown (Mineral), Carlson, Charters, Chatfield, Covell, Dillavou, Dunbar, English, Faust, Hathaway, Jones, Ray, Scharnikow, Sickler, Spratt, Treloar, Wallace, Warren, Wilcomb, Williams, Mr. Speaker. Total 24.

H. B. No. 9, by Committee on Ways and Means, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Austin, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Conser, Cooney, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Fairgrieve, Felton, Gillette, Goodland, Goodman, Green

(Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Phelps, Province, Ray, Reeves, Reid, Rhoads, Rickard, Rixon, Riggs, Roberts, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Stevens, Stoner, Swift, Troy, Wade, Worden. Total 79.

Noes: None.

Absent and not voting: Allen, Arnold, Blomquist, Brasier, Brockway, Carlson, Charters, Chatfield, Covell, Dillavou, Dunbar, English, Faust, Geis, Hathaway, King, Knudsvig, Parsons, Rodgers, Scharnikow, Sickler, Spratt, Treloar, Wallace, Warren, Wilcomb, Williams, Mr. Speaker. Total 28.

H. B. No. 11, by Committee on Ways and Means, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Austin, Beley, Bell, Bergeson, Black, Bohling, Boorman, Brasier, Brown (Lewis and Clark), Brown (Mineral), Buell, Cavanaugh, Conser, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Faust, Felton, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Peden, Penewell, Perrine, Phelps, Province, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Stoner, Swift, Wade, Worden. Total 70.

Noes: Cooney, McDonald (Silver Bow), Troy. Total 3.

Absent and not voting: Allen, Arnold, Berglin, Blomquist, Brockway, Brooks, Cady, Carlson, Charters, Chatfield, Covell, Dillavou, Dunbar, Dunn, English, Geis, Goodland, Hathaway, King, Knudsvig, Parsons, Roberts, Rodgers, Scharnikow, Shoemaker (Yellowstone), Sickler, Spratt, Stevens, Treloar, Wallace, Warren, Wilcomb, Williams, Mr. Speaker. Total 34.

H. B. No. 12 by Committee on Ways and Means, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Austin, Beley, Bergeson, Black, Bohling, Brasier, Brown (Lewis and Clark), Brown (Mineral), Buell, Cavanaugh, Conser, Cooney, Crumbaker, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), McQuarrie, Ogden, O'Hara, Peden, Penewell, Perrine, Phelps, Province, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Skulason, Smith, Snell, Spencer, Stevens, Stoner, Swift, Troy, Wade, Worden. Total 71.

Noes: McDonald (Silver Bow). Total 1.

Absent and not voting: Allen, Arnold, Bell, Berglin, Blomquist, Boorman, Brockway, Brooks, Cady, Carlson, Charters, Chatfield, Covell, Dillavou, Dunn, English, Geis, Goodland, Hathaway, King, Knudsvig, Northey, Parsons, Rodgers, Scharnikow, Shoemaker (Yellowstone), Sickler, Silver, Spratt, Treloar, Wallace, Warren, Wilcomb, Williams, Mr. Speaker. Total 35.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, House adjourned until 11:00 o'clock A. M. Tuesday, March 15, 1921.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

ELEVENTH DAY

House of Representatives, March 15, 1921.

House met at 11:00 o'clock A. M. pursuant to adjournment.

Mr. Speaker in chair.

Prayer by Chaplain.

Roll call and all present except: Covell, King, Spratt, Wilcomb, Warren and Sickler, excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for the Tenth Legislative Day, and have found the same to be correct.

JOHNSON, of Silver Bow, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion of Johnson of Deer Lodge, duly seconded and carried, were considered as read at length.

March 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second time and referred to Committees designated:

Senate Bill No. 6, by Junod, "An Act to amend Chapter 205 of the Acts of the Sixteenth Legislative Assembly of the State of Montana entitled: 'An Act to provide a Budget System for control of all expenditures of State Money' by adding to said Act a section to be designated as 'Section 11' and that sections 11 and 12 of said Act be renumbered to be sections 12 and 13." Referred to Committee on Judiciary.

House Bill No. 3, by Committee on Appropriations, "An Act to appropriate money for the payment of the per diem of the officers and attaches of the Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session." Referred to Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a communication was received from the Governor relative to an act of congress approved February 25th, 1920, relative to royalties on oil leases, and House Bill No. 143, which bill was returned to the Secretary of State without the approval of the governor; also the desirability of making a small appropriation of \$10,000, for the purchase of land for the State School of Boulder. Also an official communication from the District Engineer of the U. S. Bureau of Public Roads, District No. 11, relative to the acceptance of the provisions of the Federal Road Act; also the itemizing of various appropriation bills.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Finance and Claims reported S. B. No. 3, by Dearborn, "An Act to prevent fraud in the sale and disposition of stocks, bonds, or other securities sold or offered for sale within the State of Montana, providing for the enforcement thereof, and making the Board of Railroad Commissioners of the State of Montana ex-officio an investment commission and defining its powers and duties and to repeal chapter 85, Acts of the Thirteenth Legislative Assembly of the State of Montana, entitled: "An Act creating the office of In-

vestment Commissioner, and giving such official certain powers in relation to investment companies and stockbrokers for the protection of investors, etc.," recommend as follows:

Amend section one (1) by adding after the last word of the section, being "commission," the following: "Said investment commission shall provide itself with a seal, which shall have engraved thereon the words "investment commission of Montana," and all formal acts, orders, licenses, rules and regulations; certificates and writs of said commission shall be authenticated by said seal being affixed thereon or thereto; and the courts of Montana shall take judicial notice of such seal. Each member of the board of railroad commissioners of the State of Montana hereby constituted a member of the Investment Commission, shall, for the purpose of administering this act, have the power to administer oaths or affirmations and require sworn statements of persons subject to this act or others affected by any examination or investigation hereunder. Said Commission shall have power to hold hearings, and take testimony, on reasonable notice, when necessary to effectuate the successful administration of this Act."

Amend section three (3) in subdivision B after the word "estate" by adding the following: "or personal property."

Amend section twelve (12) in subdivision E, by striking out after the word "Oil" the following: "And showing the location thereof with reference to other known producing oil fields."

Amend section twenty-five (25) by adding after the last word in said section, being the word "fund" the following: "The said commission shall have the power to employ the necessary experts, accountants and examiners to aid in the administration of this Act under the authority of said commission and they shall be paid out of the Investment Commission fund herein established, and such other funds as are provided herein. Any expenses incurred pursuant to this act by the members of the Investment Commission, or the present agents, officers or employees thereof, shall be paid out of the funds herein imposed by this Act."

Amend by adding a new section to be known as Section twenty-eight (28) and to read as follows: "All moneys heretofore appropriated to, or for the benefit of the Investment Commissioner pursuant to the provisions of chapter 85, Laws of 1913, herein repealed by any act of the Seventeenth Legislative Assembly are hereby transferred to the Investment Commission fund herein established, and said moneys shall inure to the benefit of said commission for the purpose of administering this Act and for no other purpose and may be disbursed as provided in section twenty-five (25) hereof," and as so amended the bill do pass.

Committee on Printing reported Senate Bill No. 5, correctly printed.

The above reports were adopted.

Very respectfully.

C. J. McALLISTER, Secretary of the Senate.

March 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Edwards, duly seconded and carried, Senate Bill No. 3 was placed on General File.

Very respectfully.

C. J. McALLISTER, Secretary of the Senate.

March 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on general file, respectfully report as follows:

S. B. No. 3, and recommend that same be amended as follows: Amend section fourteen by striking out after the word "section" in line nine (9) of the printed bill, the words, "and it shall be unlawful for any newspaper printed and published in this state to advertise the sale of any stocks, bonds or securi-

ties which stocks, bonds or securities have not been approved by said "commission" or which are not exempt under the provisions of this act," and as amended recommend same do pass.

S. B. No. 5, and recommend that same be amended as follows: Amend the title of Senate Bill No. 5 by striking out in lines three and four the following words "The Railroad Commission of Montana," and inserting in lieu thereof the following words "Board of Railroad Commissioners of Montana."

Amend senate bill No. 5 by striking out wherever they appear the following words, "Railroad Commission of Montana," "Railroad Commission" or "Commission" and inserting in lieu thereof the following words "Board of Railroad Commissioners of Montana," and as amended that same do pass.

HARMON, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 14, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Junod duly seconded and carried, the Senate adjourned at 2:05 o'clock, to meet Thursday, March 15th, 1921, at 11 o'clock.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read in the House:

March 15, 1921.

The Speaker, House of Representatives, Helena, Montana.

At the beginning of the regular session, and also on the convening of the present session, I called to your attention the importance of providing a better system of law enforcement for the suppression of illegal traffic in intoxicating liquors. The more the matter has been discussed, during both the regular and special sessions, the more firmly has the belief been fixed in my own mind than if we are to accomplish real results in the matter of the enforcement of the present admitted violations of the liquor laws in this State, we will have to make the state laws concurrent with that part of the Federal Code known as the Volstead Act.

In my own judgment, there has been a lot of wasted energy on the part of the law enforcement officers on account of the divergence between the federal and the state liquor laws.

It is also my belief that the sooner the federal and state statutes are brought into concurrent action, the quicker will we arrive at positive results looking to real law enforcement in Montana.

After consultation with many good citizens, including judges, prosecuting attorneys and peace officers, I am satisfied that in making the Montana enforcement law concurrent with the Federal Volstead Act, we will have taken the one practical course open to us for the suppression of "bootlegging" in Montana. I urge upon you the importance of taking immediate action in this most important manner.

In this same connection, it seems to me that another forward step could be taken in the matter of law enforcement if this Legislature would at the same time repeal an Act of the Fourteenth Legislative Assembly, permitting public dance halls to be kept open on Sunday.

I also again call to your attention the importance of detaching a sufficient number of counties from the Second Congressional District and attaching the same to the First Congressional District, in order to adjust the great discrepancy in voting power and territorial extent between the two congressional districts as now constituted.

At the recent election, there were cast for congressmen in the first district 59,417 votes, and in the second district 105,680 votes. There can be no increase in Montana's quota in the House of Representatives at Washington until after the census of 1930. Surely this heavily unbalanced porportion in the population of the first and second congressional districts should be remedied at this time.

(Signed) :

JOS. M. DIXON, Governor.

REPORT OF STANDING COMMITTEES.

The following reports were received from the Standing Committees:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 13, by O'Hara, entitled: "An Act authorizing the codification of the acts passed by the Seventeenth Extraordinary Legislative Assembly of Montana of 1921," respectfully report as follows:

That House Bill No. 13 be amended by adding after the word "codification" in line 1 of the title the words "and publication." Also amend the original bill by adding after section 1 a new section to be known as section 2, to read as follows:

"Section 2. The Secretary of State shall publish the Acts of the Seventeenth Extraordinary Legislative Assembly of 1921 in the same book with the acts of the regular session of said Legislative Assembly."

Renumber the remaining sections. And as amended, the bill do pass.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your committee on Privileges and Elections, having had under consideration Senate Bill No. 4, a Bill for an Act entitled: "An Act providing the method of selecting a national committee man by the state central committee of political parties," respectfully report as follows: That S. B. No. 4 be concurred in.

BELEY, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS.

Johnson of Silver Bow moved that the Senate be requested to return H. B. No. 10 to the House, which motion was lost by the following roll call:

Ayes: Allen, Anderson, Austin, Berglin, Brasier, Brooks, Brown (Mineral), Cooney, Daily, Dunn, Faust, Geis, Goodland, Goodman, Gullidge, Johnson (Silver Bow), Kemp, McDonald (Silver Bow), McQuarrie, Penewell, Roberts, Rodgers Rouleau, Scharnikow, Silver, Smith, Stevens, Stoner, Treloar, Wade, Wallace, Worden, Mr. Speaker, Total, 33.

Noes: Arnold, Beley, Bell, Bergeson, Black, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Conser, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Felton, Gillette, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Hunter, Johnson (Fergus), Jones, Kenyon, Knudsvig, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Sales, Sandy, Seofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Snell, Spencer, Swift, Troy, Williams. Total, 57.

Absent and not voting: Blomquist, Carlson, Charters, Covell, Dodds, Dunbar, English, Hathaway, Johnson (Deer Lodge), King, Lakin, Sickler, Skulason, Spratt, Warren, Wilcomb. Total, 16.

Present and not voting: Provinse. Total 1.

Rouleau moved that the House Attorney be instructed to submit a written report of his interpretation of section 29, article 5 insofar as same refers to appropriations to cover incidental expenses of the Governor.

Upon motion of Cavanaugh, duly seconded and carried, the above motion was laid on the table.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Johnson of Deer Lodge in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration S. B. No. 4, H. B. No. 14 and H. B. No. 13, respectively report as follows: That

H. B. No. 14 do pass with the following amendment: Amend title by striking out in line 4 the words "and for insuring the same and the contents thereof against loss or damage by fire."

Amend section 1 by striking out in line 7 the words "and for insurance in such an amount or amounts." Amend section 1 by striking out in lines 3 and 4 the words "and for insuring the same and the contents thereof against loss or damage by fire."

Amend section 1 in line 3 of the original bill by inserting after the word "appropriated" the words "out of the capitol building Int. and Sinking fund."

H. B. No. 13 do pass as amended in Judiciary Committee.

S. B. No. 4 be concurred in.

JOHNSON, of Deer Lodge, Chairman.

Upon a question of quorum arising, a call of the House was demanded, and the following found absent:

Allen, Beley, Bergeson, Boorman, Brockway, Brooks, Carlson, Charters, Conser, Covell, Crumbaker, Dodds, Fairgrieve, Green (Dawson), Green (Flathead), King, Lakin, Sickler, Skulason, Spratt, Treloar, Warren, Wilcomb. Total, 23.

Upon motion of Snell, duly seconded and carried, further action on call of the House was suspended.

Johnson of Deer Lodge moved the adoption of the Committee of the Whole report.

As a substitute, Cooney moved that S. B. No. 4 be segregated and referred to Committee on Privileges and Elections, which motion was lost by the following roll call:

Ayes: Allen, Austin, Bell, Berglin, Blomquist, Brasier, Brooks, Brown (Mineral), Cooney, Daily, Dunn, Geis, Goodland, Goodman, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, McDonald (Silver Bow), McQuarrie, Perrine, Roberts, Rodgers, Rouleau, Sales, Scharnikow, Silver, Smith, Snell, Spencer, Stevens, Stoner, Troy, Wade, Wallace, Worden, Mr. Speaker. Total 38.

Noes: Anderson, Arnold, Beley, Black, Bohling, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Gillette, Green (Dawson), Gullidge, Hanson, Haynes, Hills, Hunter, Jones, Kenyon, Knudsvig, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Sandy, Seofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Swift, Williams. Total 51.

Absent and not voting: Bergeson, Boorman, Carlson, Charters, Conser, Covell, Dodds, Faust, Felton, Green (Flathead), King, Lakin, Sickler, Skulason, Spratt, Treloar, Warren, Wilcomb. Total 18.

Thereupon the report of the Committee of the Whole was adopted.

Upon motion of Dillavou, duly seconded and carried, House Bills Nos. 13 and 14 were reported correctly engrossed and placed on Third Reading.

THIRD READING OF HOUSE BILLS.

H. B. No. 14, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Anderson, Arnold, Bell, Black, Bohling, Brasier, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Cooney, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Gillette, Goodland, Goodman, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Provinse, Ray, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Stevens, Swift, Treloar, Wade, Wallace, Worden, Mr. Speaker. Total 68.

Noes: Berglin, Blomquist, Brooks, Crumbaker, Geis, Green (Dawson), Gullidge, Hathaway, Johnson (Fergus), Knudsvig, McDonald (Silver Bow), Phelps, Reid, Rodgers, Scharnikow, Stoner, Troy, Williams. Total 18.

Absent and not voting: Austin, Beley, Bergeson, Boorman, Brown (Mineral), Carlson, Charters, Conser, Covell, Dodds, Faust, Felton, Green (Flathead), King, McQuarrie, Rouleau, Sickler, Skulason, Spratt, Warren, Wilcomb. Total 21.

House Bill No. 13, by O'Hara, having been read three several times, title and history agreed to was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Crumbaker, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Stevens, Swift, Stoner, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total 92.

Noes: None.

Absent and not voting: Beley, Boorman, Brown (Mineral), Carlson, Charters, Covell, Dodds, Green (Flathead), King, Ray, Sickler, Skulason, Spratt, Warren, Wilcomb. Total 15.

Upon motion House reverted to Order of Business No. 8.

THIRD READING OF SENATE BILLS.

S. B. No. 4, by Kirton, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Anderson, Arnold, Bergeson, Berglin, Black, Bohling, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Conser, Crumbaker, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Felton, Gillette, Green (Dawson), Gullidge, Hanson, Haynes, Hills, Hunter, Jones, Kenyon, Knudsvig, Lakin, Larson, Northey, Ogden, O'Hara, Parsons, Peden, Phelps, Provinse, Ray, Reeves, Reid, Rhoads, Rickard, Riggs, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Spencer, Wallace, Williams. Total 54.

Noes: Allen, Austin, Bell, Blomquist, Brasier, Brooks, Cooney, Daily, Dunn, Geis, Goodland, Goodman, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, McDonald (Silver Bow), McQuarrie, Penewell, Per-

rine, Rixon, Roberts, Rodgers, Rouleau, Scharnikow, Smith, Snell, Stevens, Stoner, Swift, Treloar, Troy, Wade, Worden, Mr. Speaker. Total 36.

Absent and not voting: Beley, Boorman, Brown (Mineral), Carlson, Charters, Chatfield, Covell, Dodds, Green (Flathead), King, MacDonald (Flathead), Siekler, Silver, Skulason, Spratt, Warren, Wilcomb. Total 17.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House recessed until 2:30 P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in chair.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration, H. B. No. 16, being a bill for an Act entitled: An Act appropriating money for the payment of Deficiency Claims for expenses incurred in carrying out the provisions of House Bill No. 16 of the Fifteenth Legislative Assembly providing for the issuance and sale of bonds to acquire funds for the building of a terminal elevator at Great Falls, Montana, and of House Bill No. 304 of the Sixteenth Legislative Assembly of the State of Montana," beg leave to report that we recommend same for passage.

Report adopted.

BUELL, Chairman.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration, H. B. No. 15, being a bill for an act entitled: "An Act appropriating money for the payment of deficiency claims arising out of the operation of various state departments for the year ending February 28, 1921, beg leave to report that we recommend same for passage.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration H. B. No. 5, a bill for an Act entitled: "An Act to appropriate money for the per diem of the members of the Seventeenth Legislative Assembly of the State of Montana, in Extraordinary Session," amend title of House Bill No. 5 by striking out in line 2 after the words "for the," the words "mileage and", also amend Section 1, by striking out in lines 1 and 2, the words and figures "\$35,000.00" and inserting in lieu thereof, the words and figures "\$25,000.00," also amend Section 1, line 5, by striking out the words "mileage and" and as so amended beg leave to report that we recommend same for passage.

Report adopted.

BUELL, Chairman.

Mr. Speaker:

We, your Committee on Printing, to whom was referred House Bills Nos. 13, 14, 15, 16, 17, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

The Speaker gave notice and signed in open session the following bills:

H. B. No. 3, by Committee on Appropriations.

Upon motion House reverted to Order of Business No. 6.

MOTIONS AND RESOLUTIONS.

Brooks moved that Senate be requested to return S. B. No. 4.

As a substitute Jones moved that the above motion be laid upon the table, which was carried by the following roll call:

Ayes: Anderson, Arnold, Beley, Black, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Felton, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Jones, Kenyon, Knuds-

vig. Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Reid, Rhoads, Riggs, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Troy, Williams. Total 58.

Noes: Allen, Austin, Bell, Blomquist, Brasier, Brooks, Cooney, Daily, Dunn, Faust, Geis, Goodland, Goodman, Hathaway, Hunter, Johnson (Silver Bow), Kemp, McDonald (Silver Bow), McQuarrie, Rixon, Roberts, Rodgers, Rouleau, Skulason, Smith, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Wade, Wallace, Worden, Mr. Speaker. Total 35.

Absent and not voting: Bergeson, Berglin, Brown (Mineral), Carlson, Charters, Covell, King, Provinse, Rickard, Scharnikow, Sickler, Spratt, Warren, Wilcomb. Total 14.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, the undersigned minority members of your committee on Judiciary, having had under consideration, H. B. No. 7, by O'Hara, entitled: "An Act to repeal Chapter 14 of the Session Laws of the Thirteenth Legislative Assembly of Montana, entitled: 'An Act to provide for an additional judge for the Fourth Judicial District of the State of Montana so that there will hereafter be three judges in said district,'" respectfully report as follows: That H. B. No. 7 do not pass.

RODGERS.

ALLEN,

WALLACE.

SKULASON.

JOHNSON (Silver Bow).

SILVER,

GEIS.

Mr. Speaker:

We, the majority members of your Committee on Judiciary, having had under consideration H. B. No. 7, by O'Hara, entitled: "An Act to repeal Chapter 14 of the Session Laws of the Thirteenth Legislative Assembly of Montana, entitled: 'An Act to provide for an additional Judge for the Fourth Judicial District of the State of Montana, so that there will hereafter be three judges in said district,'" respectfully report as follows: That H. B. No. 7 do pass.

O'HARA, Chairman.

O'Hara moved the adoption of the majority report of the Committee.

As a substitute Skulason moved that the minority report of Judiciary Committee be adopted, which motion was lost by the following roll call:

Ayes: Allen, Anderson, Austin, Bell, Blomquist, Bohling, Boorman, Brasier, Brown (Mineral), Cady, Cavanaugh, Cooney, Daily, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, English, Geis, Goodland, Goodman, Gullidge, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, McDonald (Silver Bow), McQuarrie, Ogden, Provinse, Reeves, Riggs, Rodgers, Rouleau, Scharnikow, Silver, Skulason, Snell, Spencer, Stevens, Stoner, Treloar, Wallace, Williams, Worden, Mr. Speaker. Total 46.

Noes: Arnold, Beley, Bergeson, Black, Brockway, Brooks, Brown (Lewis and Clark), Buell, Chatfield, Conser, Crumbaker, Dillavou, Dodds, Dunbar, Fairgrieve, Gillette, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Rhoads, Rixon, Roberts, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Smith, Swift, Troy, Wade. Total 46.

Absent and not voting: Berglin, Carlson, Charters, Covell, Faust, Felton, Hunter, King, Rickard, Shoemaker (Lewis and Clark), Sickler, Spratt, Warren, Wilcomb. Total 14.

Present and not voting: Reid. Total 1.

The majority report of Committee on Judiciary was then adopted by the following roll call:

Ayes: Anderson, Arnold, Beley, Bergeson, Berglin, Black, Bohling, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cavanaugh, Chatfield, Conser, Covell, Crumbaker, Dillavou, Dodds, Dunbar, Fairgrieve, Gillette, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Ray, Reeves, Rhoads, Rixon, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Smith, Swift, Troy, Wade. Total 52.

Noes: Allen, Austin, Bell, Blomquist, Boorman, Brasier, Brown (Mineral), Cady, Cooney, Daily, Dowlin (Rosebud), Dunn, English, Geis, Goodland, Goodman, Gullidge, Hathaway, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, McDonald (Silver Bow), McQuarrie, Provinse, Rickard, Riggs, Roberts, Rodgers, Rouleau, Silver, Skulason, Snell, Spencer, Stevens, Stoner, Treloar, Wallace, Williams, Worden, Mr. Speaker. Total 42.

Absent and not voting: Carlson, Charters, Dowlin (Yellowstone), Faust, Felton, King, Scharnikow, Shoemaker (Lewis and Clark), Sickler, Spratt, Warren, Wilcomb. Total 12.

Present and not voting: Reid. Total 1.

Mr. Speaker:

We, your majority members of Committee on Judiciary, having had under consideration H. B. No. 8, by Riggs, entitled: "An Act to repeal Chapter 91 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana," respectfully report as follows: That H. B. No. 8 do pass.

O'HARA, Chairman.

Mr. Speaker:

We, the undersigned members of your Committee on Judiciary, having had under consideration H. B. No. 8 by Riggs, entitled: "An Act to repeal Chapter 91 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana," respectfully report as follows: That H. B. No. 8 do not pass.

RODGERS,
ALLEN,
WALLACE,
SKULASON,
JOHNSON (Silver Bow),
SILVER,
GEIS.

Upon a question of quorum arising, a call of the House was demanded and the following found absent: Carlson, Charters, Covell, Hanson, King, Sickler, Spratt, Warren and Wilcomb. Total 9.

Upon motion by Johnson, duly seconded and carried, further call of the House was suspended.

O'Hara, moved the adoption of the majority report.

As a substitute, Rodgers, moved that the minority report be adopted, which was lost by the following roll call:

Ayes: Allen, Arnold, Austin, Beley, Bell, Berglin, Blomquist, Boorman, Brasier, Cooney, Daily, Dunn, English, Felton, Geis, Goodland, Goodman, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Knudsvig, MacDonald (Silver Bow), McQuarrie, Provinse, Reid, Rhoads, Roberts, Rodgers, Rouleau, Scharnikow, Silver, Skulason, Stevens, Treloar, Wallace, Worden, Mr. Speaker. Total 38.

Noes: Anderson, Bergeson, Black, Bohling, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Jones, Kenyon, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps,

Ray, Reeves, Rickard, Riggs, Rixon, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Spencer, Stoner, Swift, Troy, Wade, Williams. Total 61.

Absent and not voting: Carlson, Charters, Covell, King, Sickler, Spratt, Warren, Wilcomb. Total 8.

Thereupon the majority report of the Judiciary Committee on H. B. No. 8 was adopted.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the House adjourned until 11:00 o'clock Wednesday, March 16, 1921.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

TWELFTH DAY

House of Representatives, March 16, 1921.

House met at 11:00 o'clock A. M. pursuant to adjournment.

Mr. Speaker in chair.

Prayer by Chaplain.

Roll called and all present except: Brown (Mineral), Carlson, King, Spratt, absent. Sickler and Wilcomb, excused.

Quorum present.

The Committee on the Journal reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for the Eleventh Legislative Day, and have found the same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion of Johnson of Deer Lodge, duly seconded and carried, were considered as having been read at length.

Mr. Speaker:

March 15, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees report as follows:

Committee on Engrossed Bills reported Senate Bills Nos. 3 and 5 correctly engrossed.

Committee on Printing reported Senate Bill No. 6 correctly printed.

Committee on Judiciary reported Senate Bill No. 6, by Junod, "An Act to amend Chapter 205 of the Acts of the Sixteenth Legislative Assembly of the State of Montana entitled: 'An Act to provide a Budget System for control of all expenditures of State Money' by adding to said Act a section to be designated as 'Section 11' and that Sections 11 and 12 of said Act be renumbered to be Sections 12 and 13", recommend that same do pass.

Committee on Finance and Claims reported House Bill No. 3, "An Act to appropriate money for the payment of the per diem of the officers and attaches of the Seventeenth Legislative Assembly of the State of Montana, Extraordinary Session," recommend that same be concurred in.

The above reports were adopted.

Very respectfully.

C. J. McALLISTER, Secretary of the Senate.

March 15, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a communication of this date was received from the Governor, calling attention to the importance of providing a better system of law enforcement for the suppression of illegal traffic in intoxicating liquors.

Also relative to public dance halls being kept open on Sunday.

Also relative to detaching a sufficient number of counties from the second congressional district and attaching the same to the first congressional district.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 15, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second time and referred to Committees designated:

Senate Bill No. 7, by Lowe, "An Act to restrict the manufacture, transportation, possession, sale and use of intoxicating liquors; defining the term 'intoxicating liquors'; defining common nuisance and providing for the abatement thereof; providing for the issuance of search warrants and prescribing terms thereof; providing for the disposition of intoxicating liquors and the confiscation and sale of vehicles, used in unlawful transportation thereof; creating a law enforcement fund; providing for the appointment and compensation of special officers and fixing penalties for the violation of this act." Referred to Committee on Judiciary.

House Bill No. 12, by Committee on Ways and Means, "An Act relating to and regulating the sale of cement, cement plaster, gypsum plaster or other by-products of cement, within the State of Montana; requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this state of retailing, or selling at retail, said commodities or any by-products thereof; to pay to the state treasurer for engaging in or carrying on such occupation or business, certain license taxes for the exclusive use and benefit of the State of Montana; fixing the amount of such license tax and prescribing a method for the assessment and collection thereof, and prescribing penalties for violations of this act." Referred to Committee on Finance and Claims.

House Bill No. 6, by Committee on State Boards and Officers, "An Act prescribing the powers and duties of the State Board of Equalization, authorizing said board to employ and appoint such assistants and clerical help as may be required and fix their compensation; authorizing the Governor to appoint a tax expert or experts to assist such state board of equalization, defining the powers and duties of said experts, fixing their compensation, and making an appropriation for the purposes herein above stated, and to repeal Chapters 48 and 165 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana." Referred to Committee on Judiciary.

House Bill No. 4, by Committee on Appropriations, "An Act to appropriate money for the payment of incidental expenses and printing of Session Laws of the Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session." Referred to Committee on Finance and Claims.

House Bill No. 1, by Committee on Ways and Means, "An Act requiring every person, firm, co-partnership, association, joint-stock company, syndicate, and corporation engaged in or carrying on the business or producing within this State petroleum or other minerals or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this state any well or wells from which petroleum or other mineral or crude oil is produced, to pay to the state treasurer for engaging in and carrying on such business, certain license taxes; fixing the amount of such license taxes; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act." Referred to Committee on Judiciary.

House Bill No. 9, by Committee on Ways and Means, "An Act relating to and regulating the sale of coal within the State of Montana; requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this state of retailing, or selling at retail, coal of any kind, to pay to the state treasurer for engaging in or carrying on such occupation or business certain license fees for the exclusive use and benefit of the State of Montana; fixing the amount of such license fees and prescribing a method for

the assessment and collection thereof; prescribing penalties for violations of this act; and repealing chapter 80, acts of Twelfth Legislative Assembly of the State of Montana, entitled: "An Act relating to and regulating the sale of coal within the State of Montana, requiring all persons, associations or corporations retailing, or selling at retail, coal of any kind, to take out a license, and providing penalties for violation of this Act." Referred to Committee on Finance and Claims.

House Bill No. 10, by Committee on Appropriations, "An Act to appropriate money to pay Frank Woody for services rendered by him, at the request of the Governor, in preparing and drafting bills necessary to carry into effect the recommendations contained in the governor's message to the regular and extraordinary sessions of the Seventeenth Legislative Assembly, and in appearing before and assisting the several Legislative Committees in connection therewith." Referred to Committee on Judiciary.

House Bill No. 11, by Committee on Ways and Means, "An Act requiring every person, firm, association, joint stock company and corporation engaged in carrying on the business of producing or manufacturing cement, cement plaster, or gypsum plaster, in this State to pay to the State Treasurer for engaging in and carrying on such business, certain license taxes for the exclusive use and benefit of the state of Montana; fixing the amount of such license taxes; prescribing a method for the assessment and collection thereof, and prescribing penalties for violations of the provisions of this Act." Referred to Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 15, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File, respectfully report as follows:

S. B. No. 6 and recommend that same do pass.

H. B. No. 3 and recommend that same be concurred in.

T. P. STEWART, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 15, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Majority of the Committee on Judiciary reported House Bill No. 10, by Committee on Appropriations, "An Act to appropriate money to pay Frank Woody for services rendered by him at the request of the governor, etc." recommend that said bill be not concurred in.

Minority of the Committee on Judiciary reported House Bill No. 10, by Committee on Appropriations, "An Act to appropriate money to pay Frank Woody, for services rendered by him at the request of the Governor, etc." recommend that said bill be concurred in.

The report of the majority was thereupon adopted, by roll call.

Committee on Finance and Claims reported House Bill No. 4, "An Act to appropriate money for the payment of incidental expenses and printing of session laws of Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session," recommend that same be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 15, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second time and referred to Committees designated:

House Bill No. 13, by O'Hara, "An Act authorizing the codification of the Acts passed by the Seventeenth Legislative Assembly of Montana of 1921." Referred to Committee on Judiciary.

House Bill No. 14, by Committee on Appropriations, "An Act providing for the making of necessary repairs, in, upon, and about the state capitol buildings and for insuring the same, and the contents thereof, against loss or damage by fire, and making an appropriation therefor." Referred to Committee on Finance and Claims.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 15, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Junod, duly seconded and carried, Senate Bill No. 6 was considered correctly engrossed and placed on the Calendar for third reading.

Upon motion of Senator Burlingame, duly seconded and carried, a copy of Senate Bill No. 7 was referred to the Printing Committee and the original left with the Judiciary Committee for consideration.

It was moved by Senator Gallwey that the vote by which the report of the Judiciary Committee on House Bill No. 10 was adopted be reconsidered which motion was duly seconded.

It was moved by Senator Donlan, that the motion of Senator Gallwey be laid on the table, which motion was seconded and carried.

It was moved by Senator Junod that the Senate reconsider the vote by which Senate Bill No. 6 was passed on Third Reading, which motion was seconded and carried.

Upon motion of Senator Junod, duly seconded and carried, Senate Bill No. 6 was re-referred to General File for tomorrow.

That at 3:55 o'clock P. M. the Senate adjourned to meet, March 16, 1921, at 11 o'clock A. M.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 15, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and passed, title and history agreed to and the same are herewith transmitted to the House for its concurrence.

Senate Bills No. 3 and 5.

That House Bill No. 3 was read third time and concurred in, title and history agreed to and the same is herewith returned to the House.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 15, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session House Bill No. 3.

That a majority of the Judiciary Committee reported House Bill No. 1 with the recommendation that said bill be not concurred in, which report was adopted, and the bill is herewith returned to the House.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

The following communication was received in the House:

March 16, 1921.

The Speaker, House of Representatives, Helena, Montana.

The State Treasurer has just called my attention to the fact that the Senate Bill No. 222, as passed and signed by me, providing seven per cent interest on state warrants registered between March 1, 1921, and January 1, 1922, is so worded that interest will have to be paid on them so long as the holders thereof feel inclined to hold them for investment. I am sure that this was not the legislative intent. The letter from the State Treasurer to me, calling my attention to the matter, is as follows:

March 16, 1921.

"Hon. Joseph M. Dixon, Governor, of the State of Montana, Helena, Montana.
Dear Governor:

"I am just in receipt of a certified copy of Senate Bill No. 222, introduced by Hazelbaker and Paul:

"An Act amending section 181 of the Revised Codes of the State of Montana, 1907, relating to the registry and interest on state warrants.

"Under previous conditions, interest ceased on all warrants, upon the date of the call for payment by the State Treasurer; but this bill provides that all General Fund Warrants, registered between March 1, 1921, and January 1, 1922, shall bear interest at the rate of seven (7) per cent per annum until paid. This, I believe would allow holders of these warrants to demand interest at the rate of seven (7) per cent until they were presented for payment and could be held indefinitely. I beg leave to suggest that you call this matter to the attention of the Legislature in Special Session assembled, requesting that the last clause in section 181 be amended to read as follows:

"Provided, however, that all warrants, so registered and endorsed between the first day of March, 1921, and the first days of January, 1922, shall bear interest at the rate of seven (7) per cent per annum until called for payment, after which date interest shall cease."

Respectfully submitted.

(Signed): J. W. WALKER, State Treasurer.

This defect should be remedied by appropriate legislation before adjournment.

The Senator and Representative from Richland County have also called to my attention an urgent situation that has arisen there relative to the assessment of taxes for administrative purposes for the irrigation projects. The Attorney General advises them that a legal assessment cannot be made under the present law without grave injustice to the land owners whose lands are not already covered by the water. In order to permit the levy to be in accordance with the equities involved, it will be necessary for you to take appropriate legislative action in the matter.

JOS. M. DIXON, Governor.

The Speaker gave notice and signed in open session the following bills: S. B. No. 4 by Kirton.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to the committees as follows:

H. B. No. 18, by Committee on Appropriations, a bill for an Act entitled: "An Act making an additional appropriation of money during the twelve months period beginning July 1, 1921, and ending June 30, 1922, for the purpose of purchasing land for the Montana School for the deaf and blind." Referred to Committee on Appropriations.

H. B. No. 19, by Committee on Ways and Means, a bill for an Act entitled: "An Act to amend chapter 79 Acts of the Fifteenth Legislative Assembly entitled, 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method of collecting such license fee, and repealing section 2773 of

the Revised Codes of the State of Montana of 1907 as amended by the Act approved March 1, 1911, entitled, "An Act to amend section 2773 of the Revised Codes of Montana of 1907;" as amended by Chapter 69 and 208 of the Acts of the Sixteenth Legislative Assembly." Referred to Committee on Ways and Means.

S. B. No. 3 by Dearborn, a Bill for an Act entitled: "An Act to prevent fraud in the sale and disposition of stocks, bonds, or other securities sold or offered for sale within the State, providing for the enforcement thereof, and making the Board of Railroad Commissioners of the state of Montana ex-officio an investment commission and defining its powers and duties, and to repeal chapter 85, acts of the Thirteenth Legislative Assembly of the State of Montana, entitled: 'An Act creating the office of investment commissioner, and giving such official certain powers in relation to investment companies and stock-brokers for the protection of investors, including the power to license the sale by such companies and stockbrokers to the public of Securities defining investment companies, and regulating or providing for the regulations of the promotion, organization and operation thereof; providing for the inspection and investigation of property, books, papers, business, methods and affairs of any investment company whose securities shall be offered for sale to the public; defining stockbrokers and providing for the regulation of their business as such,' creating the investment commission fund and providing penalties for the violation of this Act." Referred to Committee on Judiciary.

S. B. No. 5, by Heren, a Bill for an Act entitled: "An Act defining and regulating common carrier pipe lines and granting to them the right of eminent domain; empowering the railroad commission of Montana to regulate the rates, charges and business of such common carrier pipe lines, prohibiting discrimination by said pipe lines and providing penalties for the violation of this act." Referred to Committee on Petroleum, Oil and Gas Affairs.

Upon a question of quorum arising, a call of the House was demanded, and the following found absent: Black, Brown (Mineral), Buell, Charters, Conser, Covell, English, Spratt, Swift, Warren, Wilcomb. Total, 11.

Upon motion by Rickard, duly seconded and carried further call of the House was suspended.

Upon motion by Dillavou, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Kenyon in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We your Committee of the Whole, having had under consideration business on General Orders, respectfully report as follows: that

H. B. No. 7 do pass.

H. B. No. 15 do pass.

H. B. No. 16 the enacting clause be stricken therefrom.

H. B. No. 8 do pass with the following amendment: Amend the title by adding thereto the following words: "Providing for the Judges in the Fifth Judicial District of the State of Montana." Amend by inserting after the title and before Section 1, the following words: "Be it enacted by the Legislative Assembly of the State of Montana."

H. B. No. 5 do pass with the following amendment: Amend the title by adding after the word "the," in line 2 of the printed bill, the words "mileage and."

KENYON, Chairman.

Report adopted.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House recessed until 2:00 P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in chair.

Upon motion, by Dillavou, duly seconded and carried, H. B. No. 7, 8 and 15 were considered correctly engrossed and placed on Third Reading.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times and referred to committees as follows:

H. B. No. 20, by Larson, a Bill for an Act entitled: "An Act to amend chapter 146 of the Montana Session Laws of 1909, as amended by section 16 of chapter 145, Montana Session Laws of 1915, providing for the levy of taxes or assessments against land in districts having a contract with the United States by adding a sub-section to section 49 to be designated as sub-section A-49." referred to Committee on Irrigation and Water Rights.

Upon motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Oil and Gas, having had under consideration H. B. No. 17, by Felton, entitled: "An Act providing for the disposition and use of moneys derived from bonuses, royalties, and rentals paid in to the treasury of the United States on account of permits or leases granted by the United States as provided by the act of congress of February 25, 1920 (Public No. 146) and said by the Secretary of the Treasury of the United States to the State of Montana," respectfully report as follows: That H. B. No. 17 do pass.

ROBERTS, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration H. B. No. 18, being a Bill for an act entitled: "An Act making an additional appropriation of money during the twelve months period beginning July 1, 1921, and ending June 30, 1922, for the purpose of purchasing land for the Montana school for the Deaf and Blind," beg leave to report that we recommend same for passage.

BUELL, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS.

Upon motion by Cooney, the action of House in adoption of adverse report on H. B. No. 16 was reconsidered and bill was placed on General Orders for tomorrow.

Upon question of quorum arising a call of the House was demanded and the following found absent: Cady, Charters, Cooney, Covell, Goodman, Sickler, Pratt, Warren and Wilcomb. Total, 9.

Upon motion by O'Hara, duly seconded and carried, further proceedings on the call of the House were suspended.

THIRD READING OF HOUSE BILLS.

H. B. No. 7, by O'Hara, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Beley, Bell, Bergeson, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cavanaugh, Chatfield, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Felton, Gillette, Green (Dawson), Green (Flathead), Haynes, Hills, Hunter, Jones, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Ray, Reeves, Reid, Riggs, Rixon, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Smith, Snell, Spencer, Swift, Troy, Wade, Williams. Total, 55.

Noes: Allen, Austin, Blomquist, Bohling, Boorman, Brasier, Brown (Mineral), Cady, Daily, Dunn, English, Faust, Geis, Goodland, Goodman, Gullidge, Hanson, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, McDonald (Silver Bow), McQuarrie, Penewell, Provinse, Rhoads, Rickard, Roberts, Rodgers, Rouleau, Silver, Skulason, Stevens, Stoner, Treloar, Wallace, Worden, Mr. Speaker. Total 39.

Absent and not voting: Arnold, Berglin, Black, Carlson, Charters, Cooney, Covell, King, Shoemaker (Lewis and Clark), Sickler, Spratt, Warren, Wilcomb. Total 13.

H. B. No. 8, by Riggs, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Berglin, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Smith, Snell, Spencer, Swift, Troy, Wade, Williams. Total 58.

Noes: Allen, Austin, Beley, Bell, Blomquist, Bohling, Brasier, Brown (Mineral), Daily, Dunn, English, Felton, Geis, Goodland, Goodman, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, McDonald (Silver Bow), McQuarrie, Penewell, Rhoads, Roberts, Rodgers, Rouleau, Silver, Skulason, Stevens, Stoner, Treloar, Wallace, Worden, Mr. Speaker. Total 35.

Absent and not voting: Arnold, Bergeson, Black, Carlson, Charters, Cooney, Covell, Hills, King, Shoemaker (Lewis and Clark), Sickler, Spratt, Warren, Wilcomb. Total 14.

H. B. No. 15, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Anderson, Austin, Beley, Bell, Berlin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Conser, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Larson, McDonald (Silver Bow), Northey, Parsons, Peden, Penewell, Perrine, Provinse, Reeves, Reid, Rhoads, Rickard, Riggs, Rixon, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Williams, Worden, Mr. Speaker. Total 77.

Noes: Crumbaker, Dunn, McQuarrie, O'Hara, Phelps, Skulason, Troy, Wallace. Total 8.

Absent and not voting: Arnold, Bergeson, Black, Carlson, Charters, Chatfield, Cooney, Covell, Felton, Hunter, King, Lakin, MacDonald (Flathead), Ogden, Ray, Rodgers, Shoemaker (Lewis and Clark), Sickler, Spratt, Wade, Warren, Wilcomb. Total 22.

On motion, House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

Mr. Speaker:

We, your committee on Ways and Means having had under consideration H. B. No. 19, introduced by the Committee on Ways and Means entitled: "An Act to amend Chapter 79 Acts of the Fifteenth Legislative Assembly entitled 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method of collecting such license fee, and repealing Section 2773 of the Revised Codes of the State of Montana of 1907 as amended by the Act approved March 1, 1911, entitled, 'An Act to amend Section 2773 of the Revised Codes of the State of Montana of 1907, and Sections 2774 and 2777 of the Revised Codes of Montana of 1907,' as amended by Chapter 69 and 208 of the Acts of the Sixteenth Legislative Assembly," respectfully report as follows:

That H. B. No. 19 be amended as follows:

Wherever in the bill that the words "Montana Tax Commission," "State Tax Commission," "Tax Commission" or "Commission" occur, strike out the same and insert in lieu thereof the words "State Board of Equalization," and that as so amended recommend that the Bill do pass.

Report adopted.

BERGESON, Chairman.

Upon motion, the House reverted to Order of Business No. 2.

NOTICES.

Authors give notice that on tomorrow or some subsequent date the following motion will be made:

Mr. Speaker:

While I realize that it is not necessary, under the rules of the House, to give notice of a motion to be made on a subsequent day, yet in view of the importance of a motion which I intend to make tomorrow or upon some subsequent day, I desire to give notice to the end that the members may be prepared to discuss the motion intelligently after having consulted authorities, advisors and political counselors generally.

With this preface, I desire to give notice that I will on tomorrow or some subsequent day, move that this House adjourn sine die.

BROOKS.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the House now resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Beley in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration, House Bill No. 17, respectfully report as follows:

That H. B. No. 17 do pass as amended: Amend Section 1 by striking out in line 7, the words "General Highway Fund of the State" and inserting in lieu hereof the words: "of a fund to be known as the County and District High School Fund. Said fund to be distributed according to rules and regulations to be adopted by the State Board of Education."

Report adopted.

BELEY, Chairman.

The Speaker gave notice and signed in open session the following bills:

H. B. No. 4 by Committee on Appropriations.

H. B. No. 13, by O'Hara.

Upon motion, by Johnson, duly seconded and carried, H. B. No. 17 was reported correctly engrossed and placed on Third Reading.

THIRD READING OF HOUSE BILLS.

H. B. No. 5 by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Austin, Beley, Bell, Berglin, Boorman, Brasier, Brooks, Brown (Mineral), Buell, Cooney, Daily, Dillavou, Fairgrieve, Faust, Felton, Geis, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knaudsvig, McDonald (Silver Bow), McQuarrie, Ogden, Penewell, Phelps, Provinse, Reeves, Reid, Rickard, Roberts, Rouleau, Scharnikow, Silver, Skulason, Smith, Spencer, Stevens, Stoner, Treloar, Troy, Wallace, Worden, Mr. Speaker. Total 52.

Noes: Anderson, Blomquist, Bohling, Brown (Lewis and Clark), Cavanaugh, Conser, Crumbaker, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Gillette, Green (Dawson), Haynes, Hills, Jones, Larson, MacDonald (Flathead), Northey, O'Hara, Parsons, Peden, Perrine, Rhoads, Riggs, Sales, Sandy, Scofield, Swift, Wade, Williams. Total 30.

Absent and not voting: Arnold, Bergeson, Black, Brockway, Cady, Carlson, Charters, Chatfield, Covell, Dunbar, Dunn, English, Hunter, King, Lakin, Ray, Rixon, Rodgers, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Snell, Spratt, Warren, Wilcomb. Total 25.

H. B. No. 17 by Felton, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Anderson, Austin, Beley, Bell, Blomquist, Bohling, Boorma, Brasier, Brooks, Buell, Conser, Cooney, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Fairgrieve, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Johnson (Deer Lodge), Jones, Kem, Kenyon, Knudsvig, Larson, MacDonald (Flathead), McQuarrie, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Provinse, Reeves, Rhoads, Rickard, Riggs, Roberts, Rouleau, Sales, Sandy, Scharnikow, Scofield, Skulason, Smit, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wallace, Williams, Worden, M. Speaker. Total 66.

Noes: Brown (Lewis and Clark), Faust, Felton, Geis, Green (Dawson), Johnson (Fergus), Johnson (Silver Bow), McDonald (Silver Bow), Silver, Wad. Total 10.

Absent and not voting: Arnold, Bergeson, Berglin, Black, Brockway, Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Chatfield, Covell, Dowlin (Rosebud), Dunbar, Dunn, English, Hunter, King, Lakin, Northey, Ray, Reid, Rixon, Rodgers, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Snell, Spratt, Warren, Wilcomb. Total 31.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House now adjourned until 11:00 o'clock A. M. Thursday, March 17th, 1921.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

THIRTEENTH DAY

House of Representatives, March 17, 1921.

House met at 11:00 o'clock A. M., pursuant to adjournment.

Mr. Speaker in chair.

Prayer by Chaplain.

Roll called and all present except: Covell, Penewell, Absent. Brown (Mineral), Carlson, Charters, King, Sickler, Warren and Wilcomb, excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, having this day examined the Journal for the Twelfth Legislative day, have found same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received and read in the House:

March 16, 1921.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved House Bill No. 3, "An Act to appropriate money for the payment of the per diem of the officers and attaches of the Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session."

JOSEPH M. DIXON, Governor,

The following communications were received from the Senate and read in length in the house:

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and concurred in as amended, title and history agreed to, and the same are herewith transmitted to the House for concurrence in Senate amendments: House Bills No. 1 and 9.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion, duly seconded and carried, the Secretary was instructed to return House Bills Nos. 11 and 12 to the House with the request that the same be engrossed before they are acted upon in the Senate. Said House Bills Nos. 11 and 12 are herewith returned to the House for engrossment.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 8, by Junod, was this day introduced in the Senate, read first and second time and referred to the Committee on Judiciary. The title of said Bill is as follows:

"An Act establishing a State Highway Commission, prescribing the powers and duties thereof, and authorizing the construction, maintenance, repair and marking of public roads and bridges; creating a State Highway Fund and a State Highway Trust Fund; imposing certain duties upon counties and local road officials; assenting to the Federal Aid Road Act of congress approved July 11, 1916, and authorizing the State Highway Commission to co-operate with United States government in the construction of roads and bridges; and repealing chapter 170 Session Laws of the Fifteenth Legislative Assembly of the State of Montana;" and repealing Chapter 207 of the Session Laws of the Seventeenth Legislative Assembly of the State of Montana."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 4, being an Act to appropriate money for the payment of the incidental expenses and printing of the Session Laws of the Seventeenth Legislative Assembly of the State of Montana, in Extraordinary Session was this day read third time and concurred in, title agreed to, and same is herewith returned to the House.

Also, House Bill No. 13, by O'Hara, being a Bill for an Act authorizing the codification of the Acts passed by the Seventeenth Extraordinary Legislative Assembly of Montana of 1921, was this day read third time and concurred in, title agreed to, and the same is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was read third time and passed, title agreed to and the same herewith transmitted to the House for concurrence: Senate Bill No. 9.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session Senate Bill No. 4.

The Standing Committees reported as follows:

Committee on Judiciary reported H. B. No. 13, by O'Hara, "An Act authorizing the codification of the Acts passed by the Seventeenth Extraordinary Legislative Assembly of Montana of 1921," recommend that the same be concurred in.

Committee on Enrolled Bills reports Senate Bill No. 4 correctly enrolled.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File respectfully reported as follows:

S. B. No. 6, and recommend that same be re-referred to the Judiciary Committee.

H. B. No. 4 and recommend that same be concurred in.

H. B. No. 13 and recommend that same be concurred in.

HAALAND, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the followings bill was introduced and read first and second time and referred to Committee designated:

Senate Bill No. 9, by Hazelbaker and Paul, "An Act amending section 181 of the Revised Codes of the State of Montana, 1907, relating to the registry and interest on state warrants." Referred to Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committee reported as follows:

Committee on Judiciary reported House Bill No. 1, by Committee on Ways and Means, "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate and corporation engaged in or carrying on the business of producing within this state petroleum, or other mineral or crude oil etc.," recommend that said bill be amended in the following particulars, to-wit: Amend the title by adding in line 4 of the printed bill after the word "petroleum" the words "natural gas;" and by adding in line 8 after the word "petroleum" the words "natural gas."

Amend section 2, line 9, by adding after the word "produced" the words "and saved." Amend section 2, line 9, by striking out the words "may be" in the House amendment to the printed bill, and inserting in lieu thereof the words "shall bear to the gross production." Amend section 2, line 12, of the printed bill by striking out after the word "producing" the word "such" and inserting after the word "petroleum" the words "natural gas."

Amend line 15, section 2, of the printed bill by inserting after the word "petroleum" the words "natural gas." Amend line 17, section 2, by inserting after the word "petroleum" the words "natural gas."

Amend line 21, section 2, by inserting after the word "petroleum" the words "natural gas." Amend the House amendment to line 28, section 2 of the printed bill by striking out of said amendment the words "may be" and inserting in lieu thereof the words "shall bear to the gross production."

Amend section 4, line 1 of the printed bill by inserting after the word "petroleum" the words "natural gas."

Amend section 4, lines 2 and 3, by striking out the words "total number of barrels thereof produced each month during such year." and inserting in lieu thereof the words "total production."

Amend Section 4, line 4, of the printed bill by striking out the words "total number of barrels" and inserting in lieu thereof the words "the value of the" and insert after the word "petroleum" the words "natural gas."

Amend section 4, line 6 of the printed bill by striking out the word "oil" and inserting in lieu thereof the word "product."

Amend section 4, line 7 of the printed bill by striking out the words "or in pumping same to a pipe line or pipe lines." Amend section 6, line 2 of the printed bill by inserting after the word "petroleum" the words "natural gas."

Amend section 7, line 4 by striking out the words "number of barrels," and inserting in lieu thereof the word "amount", and by adding after the word "petroleum" the words "natural gas".

Amend Section 9, line 4, by striking out the words "number of barrels", and inserting in lieu thereof the words "total amount"; and inserting after the word "petroleum" the words "natural gas" Amend Section 9 by striking out in line 14, beginning with the word "no" all of the rest of said line 14, and lines 15, 16, 17 and 18.

Amend section 11, line 4, by striking out the word "six" and inserting in lieu thereof the word "three." Amend section 12, line 7, by striking out the word "six" and inserting in lieu thereof the word "three." Amend section 12, line 16, by striking out the word "six" and inserting in lieu thereof the word "three."

Committee recommend that the above amendments be adopted, and further report that this Committee has been unable to agree on the per cent of the license tax, as provided in lines 7 and 8 of section 2, of the printed bill, and therefore make no recommendation as to the proper per cent of such license tax—but recommend that the bill as amended be placed on General File, where the question of the equitable per cent of license tax shall be determined and settled.

Committee on Finance and Claims reported H. B. No. 9, "An Act relating to and regulating the sale of coal within the State of Montana; requiring all persons, firms, associations, and corporations engaging in or carrying on the occupations or business in this state of retailing, or selling at retail, coal of any kind, &c.," recommend that the same be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committee reported as follows:

Committee on Finance and Claims reported Senate Bill No. 9, by Hazelbaker and Paul, recommend that it do pass.

Committee on Printing reported Senate Bill No. 9, correctly printed.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File, respectfully report as follows:

H. B. No. 1 and recommend that same be amended as follows: Amend section 2 by striking out in lines 7 and 8 the words and figures "three per cent (3%)" and inserting in lieu thereof the words and figures "one per cent (1%)" and as amended recommend that same be concurred in.

H. B. No. 9 and recommend that same be amended as follows: Amend section 8 by striking out in line 13 beginning with words "No action lines 14, 16, 17, 18, and as amended recommend that same be concurred in.

S. B. No. 9 and recommend that same do pass.

McKAY, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a communication was this day received from the governor advising that he has approved Senate Bill No. 4.

Also calling attention to provisions of Senate Bill No. 222, and the provisions of the statutes relative to the assessment of taxes for administrative purposes for irrigation projects.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were introduced read first and second time and referred to Committees designated:

House Bill No. 7 by O'Hara, "An Act to repeal chapter 14 of the Session Laws of the Thirteenth Legislative Assembly of Montana, entitled: 'An Act to provide for an additional judge for the Fourth Judicial District of the State of Montana so that there will hereafter be three judges in said district.'" Referred to Committee on Judiciary.

House Bill No. 8, by Riggs, "An Act to repeal chapter 91 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana, "providing for a judge in the Fifth Judicial District of the State of Montana," referred to Finance and Claims Committee.

House Bill No. 15, by Committee on Appropriations, "An Act appropriating money for the payment of deficiency claims arising out of the operation of various state departments for the year ending February 28, 1921." Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 16, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Edwards, duly seconded and carried, the rules were suspended and Senate Bill No. 9 was considered correctly engrossed.

Upon motion of Senator Junod, duly seconded and carried, the Senate adjourned at 4:25 P. M. to meet Thursday, March 17th, 1921, at 11 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 17, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Judiciary, to whom was referred House Bill No. 7, introduced by O'Hara, being a bill for an Act entitled: "An Act to repeal Chapter 14 of the Session Laws of the Thirteenth Legislative Assembly of the State of Montana,"

tana, entitled an act to provide for an additional judge for the Fourth Judicial District of the State of Montana, to that there will hereafter be three judges in said district," having had the same under consideration report and recommend that said bill be not concurred in, which report was adopted by the Senate, and said bill is herewith returned to the House.

Also House Bill No. 11, introduced by Committee on Ways and Means, was this day read third time and concurred in as amended, title agreed to and the same is herewith transmitted to the House for concurrence in Senate amendments.

Also House Bill No. 12, introduced by Committee on Ways and Means, was this day read third time and concurred in as amended, title agreed to and the same is herewith transmitted to the House for concurrence in Senate amendments.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 17, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President appointed as the Conference Committee from the House to consider House Bill No. 11, Senators Booth, Larson and Harmon.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

INTRODUCTORY OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bill was introduced, read first and second times, and referred to committee as follows:

S. B. No. 9, by Hazelbaker and Paul. A Bill for an Act entitled: "An Act amending section 181 of the Revised Codes of the State of Montana, 1907, relating to the registry and interest on state warrants." Referred to Committee on Judiciary.

MOTIONS AND RESOLUTIONS.

Upon motion of Cavanaugh, duly seconded and carried, H. B. No. 19, which was reported out of Ways and Means Committee yesterday, was referred to Judiciary Committee.

THIRD READING OF HOUSE BILLS.

Upon a question of quorum arising, a call of the house was demanded, and he following found absent.

Bergeson, Covell, Scharnikow, Spratt, Skulason and Wilcomb.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, further action under call of the House was suspended.

Dillavou moved that House refuse to concur in Senate amendments to H. B. No. 1, and that a Conference Committee of three be appointed to confer with a like Committee from the Senate, relative to S. amendments on H. B. No. 1.

As a substitute Geis moved that the Senate amendments be concurred in, which was lost by the following roll call:

Ayes: Allen, Austin, Berglin, Blomquist, Brasier, Brooks, Cooney, Dowlin (Rosebud), Dunbar, Dunn, English, Geis, Goodland, Goodman, Hunter, Johnson (Deer Lodge) Johnson (Fergus), Johnson (Silver Bow), Kemp, Knudsvig, Lakin, McDonald (Silver Bow), Rickard, Roberts, Rodgers, Rouleau, Scharnikow, Stevens, Stoner, Treloar, Wallace, Worden. Total, 32.

Noes: Anderson, Arnold, Beley, Bell, Bergeson, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Fairgrieve, Faust, Felton, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Jones, Kenyon, Larson, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps.

Provinse, Ray, Reeves, Reid, Rhoads, Riggs, Rixon, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Swift, Troy, Wade, Williams, Mr. Speaker. Total, 64.

Absent and not voting: Black, Carlson, Charters, Covell, King, Penewell, Sickler, Skulason, Spratt, Warren, Wilcomb. Total, 11.

The House thereupon refused to concur in Senate amendments to H. B. No. 1 and the Speaker appointed a Conference Committee as follows; to act with a like committee from the Senate, relative to Senate amendments to H. B. No. 1, Shoemaker of Yellowstone, Gillette and Dunbar.

The Senate amendments to H. B. No. 9, were concurred in by an aye and no vote.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 3, by Dearborn, entitled: "An Act to prevent fraud in the sale and disposition of stocks, bonds or other securities sold or offered for sale within the state of Montana, providing for the enforcement thereof, and making the board of Railroad Commissioners of the state of Montana ex-officio an investment commission and defining its powers and duties and to repeal chapter 85, Acts of the Thirteenth Legislative Assembly of the State of Montana, entitled: 'An Act creating the office of investment commissioner, and giving such official certain powers in relation to investment companies and stockbrokers for the protection of investors, including the power to license the sale by such companies and stockbrokers to the public of securities; defining investment companies, and regulating or providing for the regulation of the promotion, organization and operation thereof; providing for the inspection and investigation of property, books, papers, business methods and affairs of any investment company whose securities shall be offered for sale to the public; defining stockbrokers and providing for the regulation of their business as such; creating the investment commission fund and providing penalties for the violation of this Act.'"

Respectfully report as follows: That Senate Bill No. 3 be amended as follows: Amend sub-division (c) of section 3 by inserting after the words "school district" the words "irrigation district."

Strike out in lines 2 and 3 of section 4 of the engrossed bill the words "except National Banks", and insert after the word "except" in the last line of page 2 of the engrossed bill the words "except National Banks and."

In line 2 of sub-division (d) of section 4, insert after the words "act or to a" the words "person or."

Amend sub-division (e) of section 4 by striking out the word "pledge" in the first line thereof and inserting in lieu thereof the word "pledgee."

Strike out in the last line of section 5 of the engrossed bill the words "and may be read 'or' and 'or' 'and.'"

In line 4 of section 6 of the engrossed bill strike out the word "and" and insert in lieu thereof the word "an."

Strike out all of sub-division (c) of section 6 beginning with the word "together" in line 2 thereof of the engrossed bill.

Strike out in line 4 of section 7 the words "and general repute of the application and insert in lieu thereof the words "of the applicant."

Strike out in the last two lines of section 8 the words "and thereafter the applicant shall not be bound by the acts of the agent whose license has been revoked."

In line 4 of section 10 of the engrossed bill, before the words "written notice" insert the words "or other address registered with the commissioner."

In line 19 of section 11, on page 7 of the printed bill, strike out the word "hereafter" and insert in lieu thereof the word "thereafter."

In line 3 of section 12 of the engrossed bill, strike out the word "him" and insert in lieu thereof the word "it."

Strike out all of sub-division (d) of section 12 and renumber sub-division (e) sub-division (d).

Strike out in section 12, lines 17 and 18 of the printed bill, the words "a statement of the price or consideration paid by the owners thereof for real estate, lease or royalty."

In line 2 of section 15 strike out the word "insurance;" also in line 5 of section 15 strike out the word "insurance."

In line 15 of section 15 of the printed bill strike out the words the insurance companies or organizations" and insert in lieu thereof the words "any company or organizations." And after the word "twenty" in line 15 of the printed bill, insert the word "five."

Strike out in section 25, line 4 on page 15 of the engrossed bill the second "of" and insert in lieu thereof, between the words "claims" and "said" the word "by."

And as amended recommend that the bill be concurred in.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We your Committee on Irrigation and Water Rights, having had under consideration H. B. No. 20 by Larson, a bill for an Act entitled: "An Act to amend chapter 146 of the Montana Session Laws of 1909 as amended by section 16 of chapter 145, Montana Session Laws of 1915, providing for the levy of taxes or assessments against land in districts having a contract with the United States, by adding a sub-section to section 49 to be designated as sub-section A-49," respectfully report as follows: That H. B. No. 20 be amended as follows: That section 1, sub-section A-49, page 2, line 4 be amended by striking out after the words "Board of" and before the word "commisisoners" the word "county."

That section 3 be amended by striking out in line 1 of said section the word "law" and inserting in lieu thereof the word "act."

And when so amended that the bill do pass.

Report adopted.

FAUST, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bill was introduced and read first and second times, and referred to the Committee as follows:

H. B. No. 21, by Haynes, a bill for an Act entitled: "An Act prohibiting the transportation of intoxicating liquors contrary to law into this State or from place to place within this State by any conveyance and providing for the seizure and confiscation of all liquors and conveyances used in the transportation thereof, and providing penalties for the violation thereof." Referred to Committee on Judiciary.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE.

March 17, 1921.

The Speaker, House of Representatives, Helena, Montana.

For your information, I would say that I have received the following communication from Chief Justice Brantly of the Supreme Court, calling my attention to the failure of sufficient appropriation to carry on the work of the Law Library during the next two years, his letter being as follows:

"Helena, Montana, March 16, 1921.

"To the Honorable Joseph M. Dixon, Governor of Montana.

"Sir: I herewith transmit a letter submitted to the Law Library Board by Mr. Barbour, the State Law Librarian. He has investigated the appropriation bills providing for the conduct of the Law Library during the next thirty months and also has investigated the average returns derived from attorneys' license fees and the fees for examining attorneys for admission to the Bar.

"His letter will show that the amount of money which will reach the Law Library Fund, from which all of the appropriations for the Law Library have

been made, will fall approximately \$9,000.00 short during the next thirty months period. This matter will have to be attended to by the Legislature or the Department cannot be conducted during all of that period.

"I respectfully suggest to you the submission of this matter to the Extraordinary Session by your Excellency.

Respectfully,

(Signed) "THEO. BRANTLY."

I have also received the following communication from the Chief Justice of the State, calling attention to the fact that no appropriation having been made for the payment of the expenses of the Commission to relieve the Supreme Court of the overburdened condition of its calendar, the Commission will be unable to function, his letter being as follows:

"Helena, Montana, March 17, 1921.

"To the Honorable Joseph M. Dixon, Governor of Montana.

"Sir: It has been called to my attention that Senate Bill No. 211, enacted at the regular session provides for a Commission to relieve the Supreme Court from the overburdened condition of its calendar, does not carry an appropriation to defray the expenses of the Commissioners while they are in service, nor for the salary of a stenographer, which will be necessary while they are at work. The lack of an appropriation will render the Act entirely inoperative because the Commissioners cannot be required to defray their own expenses.

"I call attention to this for the reason that provisions may be made by the extraordinary session before it adjourns, if it is so advised.

"Very truly yours,

(Signed) "THEO. BRANTLY."

I have also received the following letter from the Code Commissioner, which is self-explanatory:

Helena, Montana, March 16, 1921.

"Hon. Joseph M. Dixon, Governor Montana.

"Dear Sir: In going over the acts of the regular session of 1921, I find the following situation:

"Chapter 21 was defined in the title as an Act 'amending Section 10 of the Revised Codes of Montana of 1907, relating to legal holidays, and repealing Sections 6217, 6218, 8065 and 8066 of the Revised Codes of Montana of 1907 and all Acts and parts of Acts in conflict therewith.'

"The bill, as I originally drew it, contained a repealing clause in accordance with the title. It also contained a section providing when the Act should take effect. The Senate, in pursuance of its universal custom of striking out all these clauses defining the effective date of acts, attempted to amend the bill by striking out the last mentioned section. However, through inadvertence, they struck out the repealing clause instead, with the result that Sections 6217, 6218, 8065 and 8066 are still in force and effect.

"The matter is not one of great importance, as the above sections define legal holidays and business days. However, it would be very desirable to have these sections eliminated from the new code in accordance with the original plan of the bill.

"In case it is your intention to address any further message to the assembly relative to legislation, I respectfully submit the accompanying bill, and suggest the propriety of authorizing the Legislature to repeal such sections of the Revised Codes of 1907 relating to legal holidays and business days as are in conflict with Chapter 21 of the Acts of the Seventeenth Legislative Assembly.

"Respectfully submitted,

(Signed) "I. W. CHOATE,

"Code Commissioner."

If you deem these matters of sufficient importance, I suggest that it might be well to take appropriate action before the adjournment of the Special Session.

JOS. M. DIXON, Governor.

Gentlemen:

Helena, Montana, March 16, 1921.

I have examined the appropriation bills passed by the Seventeenth Regular Session for the support of the Law Library, and also to pay the expenses of the Attorneys' Examining Board covering the period from March 1, 1921, to June 30, 1923.

All the appropriations made for the maintenance of the Law Library are made payable out of the Law Library Fund Account. These appropriations embrace the salaries of the Law Librarian and his Assistant. They total for the period named \$20,598.00.

There is at present in the Law Library Fund the sum of \$6,433.34. For the past three years the sum which has been turned over from the Attorneys' License Fund to the Law Library Fund has averaged \$3,342.10 per annum. As there will be three annual settlements between these funds during the period covered by the appropriation bills, there should be deposited, provided the average net amount paid into the fund per annum equals the experience of the past, the sum of \$10,026.31. This would produce for the period covered a total sum of \$16,459.65 which will not equal the amount appropriated for conducting the Law Library during said period; but as I find from the bills appropriating money for the Attorneys' Examining Board the sum of \$3,300.00 per annum is to be deducted for that purpose from the Attorneys' License Fund, the sum to be received by the Law Library Fund during the coming thirty months will be approximately \$4,000.00 less. This is arrived at in the following manner. During the last two years the average amount collected in the Attorneys' License Fund has averaged \$5,457.50 per annum. That would leave \$2,157.50 per annum coming to the Library Fund, or during the thirty months a total amount would be \$5,034.13. As there is also an average return of \$450.00 from the Supreme Court Clerk's Fees turned into the Library Fund, during said thirty months, there would be turned in from this source \$1,050. This would make the total amount available for supporting the Library during the thirty months \$12,517.47. That means there will be deficit of \$8,080.53 during the period covered by the appropriations for the library support.

I do not know who informed the Legislative Appropriation Committee that the Library could be supported out of that fund, but it is patent that whoever did was not advised.

I wish also to call your attention to Section 17 of Chapter 90 of the Laws of the Fifteenth Legislative Assembly providing for what purpose the Law Library Fund may be used. As that Law is still upon the statute books, it remains of full force and effect. By its provisions none of the money in the Library Fund Account can be used for the payment of salaries as I am advised.

I have not included in the above calculations the appropriation made for the Attorneys' Examining Board for the period from March 1, to July 30, of the present year, which, I presume, would be a third of the amount they have appropriated annually, which would be \$1,100.00, increasing the deficiency in that sum.

I wish also to add that the library has not spent in the purchase of books during any one year for a period of ten years less than \$3,500.00. The Legislative appropriations for the above named period are based on the expenditure of \$3,000.00 annually for that purpose.

I also find that it will be necessary to cut out all insurance upon the Library or conduct it during the next four month upon a sum of \$36.68 for all expenses including \$26.25 telephone account; in other words, by spending only \$10.43 for office supplies of all kinds, binding, expressage, postage, and contingent matters.

Respectfully submitted,

ASHBURN K. BARBOUR, Librarian.

To the Honorable Board of Trustees of the State Law Library.

Upon motion, by O'Hara, duly seconded and carried, the matters contained in the Governor's message were referred to the Committee on Appropriations.

Upon motion, by Dillavou, the House now resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Chatfield in Chair.

House resumed.

Mr. Speaker in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration, Business on General Orders, respectfully report as follows:

That H. B. No. 16 do pass.

S. B. No. 3 be referred to a Joint Committee with the following amendment: with instructions to bring out a simpler bill: Amend Section 25 by inserting after the words "authority of said commission" the words "subject to the approval of the State Board of Examiners".

Report adopted.

CHATFIELD, Chairman.

Upon motion, by Johnson of Deer Lodge, duly seconded and carried, the House now recessed until 3:00 P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in Chair.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration, S. B. No. 5, by Heren, entitled: "An Act defining and regulating common carrier pipe lines and granting to them the right of eminent domain; empowering the Board of Railroad Commissioners of Montana to regulate the rates, charges and business of such common carrier pipe lines, prohibiting discrimination by said pipe lines and providing penalties for the violation of this Act", respectfully report as follows:

That S. B. No. 5 be amended as follows:

Section 3, line 11 (Printed Bill) insert after the word "Act" the words "The Board of Railroad Commissioners of the State of Montana, shall be vested with exclusive power and authority to administer the provisions of this Act, and as to rights of way, Boards of County Commissioners of the several counties shall not be possessed of any rights to grant the same for any of the purposes of this Act. Said Board of Railroad Commissioners shall, however, before making any order granting a right of way affecting public roads, streams, or public property, first confer with the Board of County Commissioners of the particular county or counties affected with regard to the most feasible and desirable location of such pipe lines; and upon finally fixing same shall file a copy of its order together with a plat of the line as fixed with the County Clerk of the County wherein the pipe line right of way is established." And as so amended recommend that the Bill do pass.

Report adopted.

ROBERTS, Chairman.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 9, by Hazelbaker, and Paul, entitled: "An Act amending Section 181 of the Revised Codes of the State of Montana, 1907, relating to the registry and interest on State Warrants", respectfully report as follows: That S. B. No. 9 be concurred in.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred H. B. Nos. 18, 19 and 20, beg leave to report the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker: We, your Committee on Mileage and Per Diem, beg leave to submit the following report, indicating the sums to which the following members of the House are entitled as mileage for attendance upon the Extraordinary Session of the Seventeenth Legislative Assembly:

STATE OF MONTANA

965

Name	City	Amount
Allen, Geo. R., Virginia City, 326 miles, @ 10c.....		\$ 32.60
Anderson, R. L., Ismay, 920 miles, @ 10c.....		92.00
Arnold, W. P., Richey, 1,136 miles, @ 10c.....		113.60
Austin, Harry H., Big Timber, 314 miles @ 10c.....		31.40
Beley, Ward, Harlowton, 296 miles, @ 10c.....		29.60
Bell, Geo. H., White Sulphur Springs, 228 miles, @ 10c.....		22.80
Bergeson, O. A., Geraldine, 322 miles, @ 10c.....		32.20
Berglin, J. O., Chester, 480 miles, @ 10c.....		48.00
Black, Wm. M., Shelby, 394 miles, @ 10c.....		39.40
Blomquist, H., Great Falls, 196 miles, @ 10c.....		19.60
Bohling, John B., Dutton, 270 miles, @ 10c.....		27.00
Boorman, C. E., Great Falls, 196 miles, @ 10c.....		19.60
Brasier, Chas. A., Butte, 146 miles, @ 10c.....		14.60
Brockway, B. G., Billings, 476 miles, @ 10c.....		47.60
Brooks, Joseph, Livingston, 246 miles, @ 10c.....		24.60
Brown, L. W., Helena,		
Brown, Geo. A., St. Regis, 390 miles, @ 10c.....		39.00
Buell, H. S., Bozeman, 196 miles, @ 10c.....		19.60
Eady, Wm. M., Libby, 932 miles, @ 10c.....		93.20
Carlson, B. E., Weldon, 1,208 miles, @ 10c.....		120.80
Cavanaugh, Miles J., Butte, 146 miles, @ 10c.....		14.60
Charters, J. H., Grass Range, 494 miles, @ 10c.....		49.40
Chatfield, M. D., Helena.....		
Conser, C. C., Plevna, 912 miles, @ 10c.....		91.20
Cooney, E. H., Great Falls, 196 miles, @ 10c.....		19.60
Covell, Chas. L., Lewistown, 422 miles, @ 10c.....		42.20
Crumbaker, Calvin, Carter, 254 miles, @ 10c.....		25.40
Daily, John R., Missoula, 240 miles, @ 10c.....		24.00
Dillavou, R. C., Billings, 476 miles, @ 10c.....		47.60
Dodds, Percy F., Whitefish, 700 miles, @ 10c.....		70.00
Dowlin, Chas. M., Forsyth, 680 miles, @ 10c.....		68.00
Dowlin, W. E., Billings, 478 miles, @ 10c.....		47.80
Dunbar, Herbert G., Three Forks, 160 miles @ 10c.....		16.00
Dunn, Robert J., Anaconda, 198 miles, @ 10c.....		19.80
English, Gus. B., Anaconda, 198 miles, @ 10c.....		19.80
Fairgrieve, Alex., Washoe, 548 miles, @ 10c.....		54.80
Faust, H. J., Drummond, 142 miles, @ 10c.....		14.20
Felton, W. R., Square Butte, 336 miles, @ 10c.....		33.60
Geis, Homer E., Winnett, 540 miles, @ 10c.....		54.00
Gibson, Fred L., Livingston, 246 miles, @ 10c.....		24.60
Gillette, F. B., Hinsdale, 696 miles, @ 10c.....		69.60
Goodland, W. H., Butte, 146 miles, @ 10c.....		14.60
Goodman, Alex., Great Falls, 196 miles, @ 10c.....		19.60
Green, E. J., Kalispell, 714 miles, @ 10c.....		71.40
Green, Henry R., Lindsey, 976 miles, @ 10c.....		97.60
Gullidge, A. O., Terry, 850 miles, @ 10c.....		85.00
Hanson, Fred, Flaxville, 1,156 miles, @ 10c.....		115.60
Haskell, H. J., Glendive, 926 miles, @ 10c.....		92.60
Hathaway, Mrs. M. S., Stevensville, 300 miles, @ 10c.....		30.00
Haynes, C. E., Fort Benton, 286 miles, @ 10c.....		28.60
Hills, H. G., Paris, 890 miles, @ 10c.....		89.00
Hunter, James, Klein, 440 miles, @ 10c.....		44.00
Johnson, Albert, Denton, 404 miles, @ 10c.....		40.40
Johnson, Edw. C., Anaconda, 198 miles, @ 10c.....		19.80
Johnson, Howard A., Butte, 146 miles, @ 10c.....		14.60
Jones, Dudley, Dodson, 582 miles, @ 10c.....		58.20
Kemp, R. W. M., Missoula, 240 miles, @ 10c.....		24.00
Kenyon, D. C., Chinook, 486 miles, @ 10c.....		48.60
King, Dan B., Butte, 146 miles, @ 10c.....		14.60
Knudsvig, E. H., Avondale, 832 miles, @ 10c.....		83.20
Lakin, Wm. P., Miles City, 770 miles, @ 10c.....		77.00

Larson, L. S., Fairview, 1,058 miles, @ 10c.....	105.80
MacDonald, T. H., Kailspell, 714 miles, @ 10c.....	71.40
McDonald, Thos. F., Butte, 146 miles, @ 10c.....	14.60
McQuarrie, Daniel. L., Missoula, 240 miles, @ 10c.....	24.00
Northey, W. H., Ryegate, 356 miles, @ 10c.....	35.60
Ogden, Earl, Augusta, 300 miles, @ 10c.....	30.00
O'Hara, R. A., Hamilton, 336 miles, @ 10c.....	33.60
Parsons, Henry R., Williams, 360 miles, @ 10c.....	36.00
Peden, W. A., Hardin, 592 miles, @ 10c.....	59.20
Penewell, T. A., Miles City, 770 miles, @ 10c.....	77.00
Perrine, J. A., Cut Bank, 444 miles, @ 10c.....	44.40
Phelps, E. T., Baylor, 820 miles, @ 10c.....	82.00
Provinse, H. C., Red Lodge, 534 miles, @ 10c.....	53.40
Ray, J. D., Columbus, 390 miles, @ 10c.....	39.00
Reeves, A. L., Helena.....	
Reid, C. W., Been, 1,016 miles, @ 10c.....	101.60
Rhoads, Harmon T., Chouteau, 306 miles, @ 10c.....	30.60
Rickard, H. F., Poplar, 870 miles, @ 10c.....	87.00
Riggs, D. F., Whitehall, 270 miles, @ 10c.....	27.00
Rixon, F. P., Billings, 478 miles, @ 10c.....	47.80
Roberts, J. W., Great Falls, 196 miles, @ 10c.....	19.60
Rodgers, Henry G., Dillon, 284 miles, @ 10c.....	28.40
Rouleau, Ed., Butte, 146 miles, @ 10c.....	14.60
Sales, Allen H., Bozeman, 196 miles, @ 10c.....	19.60
Sandy, B. B., Elgin, 1,082 miles, @ 10c.....	108.20
Scharnikow, Edward, Deer Lodge, 124 miles, @ 10c.....	12.40
Scotfield, John L., Biddle, 962 miles, @ 10c.....	96.20
Shoemaker, Edgar M., Helena.....	
Shoemaker, J. A., Billings, 476 miles, @ 10c.....	47.60
Sickler, A. R., Forsyth, 680 miles, @ 10c.....	68.00
Silver, Francis A., Butte, 146 miles, @ 10c.....	14.60
Skulason, S. G., Thompson Falls, 444 miles, @ 10c.....	44.40
Smith, Charles A., Whitefish, 700 miles, @ 10c.....	70.00
Snell, James, Butte, 146 miles, @ 10c.....	14.60
Spencer, John T., Bridger, 504 miles, @ 10c.....	50.40
Spratt, G. C., Benchland, 362 miles, @ 10c.....	36.20
Stevens, H. R., Great Falls, 196 miles, @ 10c.....	19.60
Stoner, Clair, Outlook, 1,122 miles, @ 10c.....	112.20
Swift, C. R., Jr., Hysham, 626 miles, @ 10c.....	62.60
Treloar, Sam H., Butte, 146 miles, @ 10c.....	14.60
Troy, T. J., Havre, 442 miles, @ 10c.....	44.20
Wade, Geo. T., Butte, 146 miles, @ 10c.....	14.60
Wallace, Lloyd I., Ronan, 368 miles, @ 10c.....	36.80
Warren, Chas. S., Butte, 146 miles, @ 10c.....	14.60
Wilcomb, A. J., Twin Bridges, 264 miles, @ 10c.....	26.40
Williams, Arthur, Radersburg, 110 miles, @ 10c.....	11.10
Worden, Tyler, Missoula, 240 miles, @ 10c.....	24.00

Respectfully submitted,

R. W. KEMP,
ALBERT JOHNSON,
EARL OGDEN,
J. O. BERGLIN.

Report adopted.

March 11, 1921.

INTRODUCTION OF BILLS AND MEMORIALS.

AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows: H. B. No. 22, by O'Hara. A Bill for an Act entitled: "An Act repealing Sections 6217, 6218, 8065 and 8066 of the Revised Codes of Montana of 1907, defining legal holidays and business days." Referred to Committee on Judiciary.

THIRD READING OF HOUSE BILLS.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House refused to concur in Senate Amendments to H. B. No. 11, and a Conference Committee of three was appointed to act with a like Committee from the Senate relative to said Amendments.

The Speaker appointed a Committee as follows:

Brasier of Silver Bow, Ray of Stillwater, and Boorman of Cascade.

Upon motion, by Johnson of Deer Lodge, duly seconded and carried, the House refused to concur in Senate Amendments to H. B. No. 12, and a Conference Committee of three was appointed to act with a like Committee from the Senate relative to said amendments.

The Speaker appointed a Committee as follows:

Brasier of Silver Bow, Ray of Stillwater, and Boorman of Cascade.

Upon motion, by Johnson of Deer Lodge, duly seconded and carried, the House resolved itself into a Committee of the Whole for the consideration of General Orders.

McDonald, of Silver Bow, in Chair.

House resumed.

Mr. Speaker in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration Business on General Orders, respectfully report as follows:

That H. B. No. 18 do pass.

H. B. No. 20, do pass as amended: "Amend title and Section 1 by striking out wherever it appears "a-49" and inserting in lieu thereof the letter and figure "49-a".

S. B. No. 5 be concurred in.

S. B. No. 9 be concurred in.

Report adopted.

McDONALD, of Silver Bow, Chairman.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, H. B. Nos. 18 and 20, S. B. Nos. 5 and 9 were reported correctly engrossed, and placed on Third Reading.

THIRD READING OF SENATE BILLS.

S. B. No. 5, by Heren, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Buell, Cady, Chatfield, Conser, Cooney, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Stevens, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total, 85.

Noes: Cavanaugh. Total, 1.

Absent and not voting: Black, Brooks, Brown (Mineral), Carlson, Charters, Covell, Daily, Felton, Jones, King, Penewell, Rhoads, Roberts, Rodgers, Scharnikow, Shoemaker (Yellowstone), Sickler, Spratt, Stoner, Warren, Wilcomb. Total, 21.

S. B. No. 9 by Hazelbaker, and Paul, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Cady, Cavanaugh, Chatfield, Conser, Cooney, Crumbaker, Dodds, Dunn, English, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hathaway, Haynes, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Perrine,

Phelps, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Rodgers, Roulean, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Stevens, Swift, Treloar, Troy, Wade, Williams, Worden, Mr. Speaker. Total, 76.

Noes: None.

Absent and not voting: Austin, Black, Brooks, Brown (Mineral), Buell, Carlson, Charters, Covell, Daily, Dillavou, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Faust, Hanson, Hills, Jones, King, Larson, Parsons, Penewell, Rhoads, Roberts, Scharnikow, Shoemaker (Yellowstone), Sickler, Spratt, Stoner, Wallace, Warren, Wilcomb. Total 31.

THIRD READING OF HOUSE BILLS.

H. B. No. 20, by Larson, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Cavanaugh, Chatfield, Conser, Cooney, Crumbaker, Daily, Dodds, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Felton, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rickard, Riggs, Roberts, Rodgers, Roulean, Sandy, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Williams, Worden, Mr. Speaker. Total 80.

Noes: Gillette. Total 1.

Absent and not voting: Austin, Black, Brooks, Buell, Carlson, Charters, Covell, Dillavou, Dowlin (Rosebud), Faust, Jones, King, Northey, Ogden, Penewell, Ray, Rhoads, Rixon, Sales, Scharnikow, Shoemaker (Yellowstone), Sickler, Spratt, Wallace, Warren, Wilcomb. Total 26.

H. B. No. 16 by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Bohling, Boorman, Brasier, Brown (Lewis and Clark), Cady, Chatfield, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Gillette, Green (Flathead), Hanson, Hathaway, Hills, Hunter, Kenyon, Larson, MacDonald (Flathead), McDonald (Silver Bow), Ogden, Peden, Reeves, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Stevens, Swift, Treloar, Troy, Wallace, Williams, Mr. Speaker. Total 50.

Noes: Blomquist, Brockway, Cavanaugh, Conser, Crumbaker, Daily, Felton, Geis, Goodland, Goodman, Green (Dawson), Gullidge, Haynes, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Lakin, McQuarrie, O'Hara, Perrine, Phelps, Provinse, Reid, Roulean, Sandy, Silver, Skulason, Snell, Spencer, Wade, Worden. Total 32.

Absent and not voting: Austin, Black, Brooks, Brown (Mineral), Buell, Carlson, Charters, Cooney, Covell, Dillavou, Faust, Jones, King, Knudsvig, Northey, Parsons, Penewell, Ray, Rhoads, Scharnikow, Sickler, Spratt, Stoner, Warren, Wilcomb. Total 25.

H. B. No. 18, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Arnold, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Cady, Cavanaugh, Conser, Cooney, Crumbaker, Daily, Dillavou, Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Lakin, Larson, MacDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Peden, Perrine, Phelps, Provinse, Reeves, Reid, Rickard, Riggs, Rixon, Roberts,

Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Allen, Austin, Black, Brasier, Brooks, Brown (Mineral), Buell, Carlson, Charters, Chatfield, Covell, Dodds, Dowlin (Rosebud), Jones, King, Knudsvig, MacDonald (Flathead), Parsons, Penewell, Ray, Rhoads, Scharnikow, Sickler, Spratt, Stevens, Stoner, Swift, Warren, Wilcomb. Total 29.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from standing committees:

Mr. Speaker:

We, your committee on Engrossment, beg leave to report House Bills Nos. 16, 18, correctly engrossed.

Report adopted.

AUSTIN, Chairman.

Mr. Speaker:

We, your Majority Committee on Judiciary, having had under consideration S. B. No. 2 by Parker, entitled: "An Act to detach Jefferson County from the Fifth Judicial District and to annex it to the first judicial district of the State of Montana; defining the boundaries of the first judicial district and the boundaries of the Fifth Judicial District of the State of Montana; and repealing Chapter 91 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana," respectfully report as follows:

That S. B. No. 2 be amended as follows: Amend the title by striking out in line 3 of the engrossed bill the word "First" and inserting in lieu thereof the word "Second" and striking out in line 4 the word "First" and inserting in lieu thereof the word "Second."

In Section 1, line 3 of the engrossed bill, strike out the word "First" and insert in lieu thereof the word "Second," and likewise in line 4.

In Section 1, line 6 of the engrossed bill, strike out the words "Lewis and Clark" and insert in lieu thereof the words "Silver Bow" and as amended, recommend the bill be concurred in.

RODGERS, Chairman.

Mr. Speaker:

We, the minority of your committee on Judiciary, having had under consideration, S. B. No. 2, by Parker, entitled: "An Act to detach Jefferson County from the Fifth Judicial District and to annex it to the First Judicial District of the State of Montana; defining the boundaries of the first judicial district and the boundaries of the fifth judicial district of the State of Montana; and repealing Chapter 91 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana," respectfully report as follows: That S. B. No. 2 be concurred in without amendment.

(Signed) O'HARA,
DILLAVOU,
MacDONALD (Flathead),
KENYON,
ARNOLD.

Upon a question of quorum arising, a call of the House was demanded and the following found absent: Brooks, Brown (Mineral), Buell, Cavanaugh, Charters, Chatfield, Covell, Dodds, Jones, Lakin, MacDonald (Flathead), Penewell, Rhoads, Scharnikow, Warren and Wilcomb. Total 16.

Upon motion by Ogden, duly seconded and carried, further action on the call of the House was suspended.

Allen moved the adoption of majority report on S. B. No. 2.

As a substitute, O'Hara moved the adoption of the minority report, which motion was lost by the following roll call:

Ayes: Brockway, Brown (Lewis and Clark), Cady, Cavanaugh, Crumbaker, Dillavou, Hathaway, Haynes, Ogden, O'Hara, Perrine, Reeves, Sandy, Shoemaker (Lewis and Clark), Troy. Total 15.

Noes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Blomquist, Bohling, Boorman, Brasier, Chatfield, Conser, Cooney, Daily, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hills, Hunter, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Parsons, Peden, Phelps, Provinse, Reid, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Snell, Spencer, Stevens, Stoner, Swift, Treloar, Wade, Wallace, Williams, Worden, Mr. Speaker. Total 73.

Absent and not voting: Black, Brooks, Brown (Mineral), Buell, Carlson, Charters, Covell, Jones, King, MacDonald (Flathead), Penewell, Ray, Rhoads, Scharnikow, Sickler, Smith, Spratt, Warren, Wilcomb. Total 19.

Thereupon the majority report of Committee on Judiciary was adopted.

Upon motion House reverted to Order of Business No. 7.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE.

March 17, 1921.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures.

H. B. No. 4—Appropriation for incidental expenses and printing of Session Laws of Extra Session of the Seventeenth Assembly.

H. B. No. 13—Authorizing codification of the Acts passed by the Extra Session of the Seventeenth Assembly.

JOSEPH M. DIXON, Governor.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House adjourned until 11:00 o'clock A. M., Friday, March 18, 1921.

Attest:

FRED L. GIBSON, Speaker.

R. H. WIEDMAN, Chief Clerk.

FOURTEENTH DAY

House of Representatives, March 18, 1921.

House met at 11:00 o'clock A. M. pursuant to adjournment.

Mr. Speaker in the chair.

Prayer by the Chaplain.

Roll called and all present except: Charters and Penewell, absent; Carlson, King, Sickler, Warren and Wilcomb, excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for the Thirteenth Legislative Day and have found same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion of Johnson of Deer Lodge, duly seconded and carried, were considered as having been read at length.

Mr. Speaker:

March 17, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Judiciary reported Senate Bill No. 8, "An Act establishing a State Highway Commission, prescribing the powers and duties thereof, and authorizing the construction, maintenance, repair and marking of public roads and bridges, etc." and report as follows:

That the title of the bill be amended by striking out in line 11 the word, "Chapter" and the figures "207" and inserting in lieu thereof the following: "Senate Bill No. 141, approved by the Governor on March 5, 1921."

Amend Section 12 by striking out in lines 4 and 5 of the engrossed bill the words and figures "Ten Thousand Dollars (\$10,000.00)" and inserting in lieu thereof the words and figures "Ten Dollars (\$10.00)."

Amend Section 13 by striking out in line 7 the word "unlawful" and inserting in lieu thereof the word "lawful." Amend Section 17 by striking out in line 2 of the original bill the word "May" and inserting in lieu thereof the word "April."

Amend Section 21 by striking out in line 21 the word "chapter" and the figures "207" and inserting in lieu thereof the words "Senate Bill No. 141 approved by the Governor March 5, 1921."

Amend Section 22 by striking out in line 25 the words and figures "May 1st" and substituting in lieu thereof the words and figures "April 1st," and that as so amended the bill do pass.

Also Senate Bill No. 7, by Lowe, "An Act to restrict the manufacture, transportation, possession, sale and use of intoxicating liquors; defining the term 'intoxicating liquor,' etc." recommend that same be amended in the following particulars: Amend the bill by striking out, wherever they occur in said bill (except in Sections 20, 27 and 33) the words "Attorney General," and inserting in lieu thereof the words "Secretary of State" (except where specific mention is made in Section 38 and Subdivision (5) of Section (1).

Amend Section 1, line 11 of the original bill, by striking out the word "title" and inserting in lieu thereof the word "act." Amend Section 1, line 10, by striking out the figures "37" and inserting in lieu thereof the figures "35." Amend by renumbering Subdivision (2) as Subdivision (1) and by renumbering all of the following subdivisions to conform to the numbering of said subdivision.

Amend Section 1 by striking out in Subdivision (5) of the original bill the words "The Attorney General." Amend by inserting in Section 1, a subdivision to be known as Subdivision "(5)", to read as follows: "The term 'regulation' shall mean any regulation prescribed by the Secretary of State for carrying out the provisions of this Act, and the said Secretary of State is authorized to make such regulations."

Amend Section 2 by inserting at the end of line 7 of said section, after the word "exported," the word "delivered." Amend Section 3 by striking out in line 2 of the paragraph immediately following Subdivision (f) the word "alcohol" and inserting in lieu thereof the word "liquor;" also in line 3 and line 5 of said paragraph make the same amendment. Amend said paragraph following subdivision (f), by changing the period after the word "act" in line 4, to a comma and adding the words "as directed by the Secretary of State."

Amend Section 7 by inserting after the words "such hearings shall be held within," line 4, page 7 of the original bill, the words "the Judicial District and within." Amend Section 7 by striking out in the second line from the end of the section, the words "section 4 thereof" and inserting in lieu thereof the word "hereof."

Amend Section 24, line 3, by striking out the words "reasonable grounds" and inserting in lieu thereof the words "probable cause." Amend said Section 24 by striking out in line 9 of the form of complaint, page 13, the words "reasonable grounds" and inserting in lieu thereof the words "probable cause."

Amend Section 25 by striking out the words "Justice of the Peace," wherever said words may occur. Amend Section 25, line 2, by striking out the words "reasonable cause" and inserting in lieu thereof the words "probable cause." Amend said Section 25, by striking out in line 9 of page 14 the word "following" and inserting after the word "form" in said line the words "prescribed" in Section 9682 of the Penal Code of the State of Montana":

Amend Section 26 by striking out in line 5, the words "with or without a warrant" and changing the comma after the word "law" to a period. Amend Section 26 by striking out, beginning with the words "and the vehicle" line 17, all of lines 18 and 19, and through the words "State of Montana" in line 20.

Amend Section 26 by inserting after the words "violation occurred" in line 25 the following: "All liens against property sold under the provisions of this section shall be transferred from the property to the proceeds of the sale of the property."

Amend Section 28 by striking out in lines 1 and 2 the words "barters, transports, imports, exports, delivers, furnished or possesses intoxicating", and insert the word "manufactures" in line 1 the word "or." Amend Section 28 in line 4 of said section, by striking out the figures "\$200.00" and inserting in lieu thereof the figures "\$100.00."

Amend Section 28, line 4, by striking out the word "and" after the figures "\$1,000.00" and insert in lieu thereof the word "or." Amend Section 28, line 12, by striking out the figures "\$1,000.00" and inserting in lieu thereof the figures "\$500.00." Amend Section 28, line 13, by striking out the figures "\$200.00" and inserting in lieu thereof the figures "\$100.00."

Amend Section 28, line 15, by striking out the word "six" and inserting in lieu thereof the word "three." Amend Section 32 by striking out the words "going into effect" in line 1, and inserting in lieu thereof the words "passage and approval."

Amend Section 32, by adding a new paragraph to read as follows:

"The Attorney General, or the County Attorney of any county in which any action or proceeding is pending, may compromise any civil cause arising under this title before bringing action in court, and he may compromise any such cause after action thereon has been commenced."

Amend Section 38 by striking out the words "Attorney General may, with the consent and approval of the"; and by striking out the comma after the word 'examiners' in line two and inserting the word "may"; and by adding after the word "officers" in line 3 a comma and the words "not to exceed four in number."

Amend Section 38, by striking out the words "as said Board may deem necessary and proper" in line 4. Amend Section 38 by adding at the end of the first paragraph the words "or funds." Amend Section 38 by striking out the words "Attorney General" in line 2 of the second paragraph and inserting in lieu thereof the words "State Board of Examiners."

Amend Section 38 by striking out the words "or the Attorney General," in the first line of the third paragraph. Strike out all of Section 39 and renumber Sections 40 and 41, Sections 39 and 49 respectively, and as amended recommend it do pass.

Also Senate Bill No. 6, by Junod, "An Act to amend Chapter 205 of the Acts of the Sixteenth Legislative Assembly of the State of Montana entitled: 'An Act to provide a budget system for control of all expenditures of State money,' etc., recommend that said bill be amended by striking out the words "State Office" in line 4 of Section 11.

Also amend by striking out the words "the State officer in charge of any state office" in lines 5 and 6 of said Section 11. Amend by adding to said Section the words "provided that the provisions of this section shall not apply to the Judicial Department of the State of Montana."

Amend by striking out all of the last two lines of Section 11, beginning with the words "unless authority," as so amended recommend that said bill do pass.

Committee on Judiciary reported H. B. No. 7 by O'Hara, "An Act to repeal Chapter 14 of the Session Laws of the Thirteenth Legislative Assembly of Montana, entitled: 'An Act to provide for an additional judge for the Fourth Judicial District of the State of Montana so that there will hereafter be three judges in said District,' recommend that said bill be not concurred in.

Also House Bill No. 15, by Committee on Appropriations, "An Act appropriating money for the payment of deficiency claims arising out of the operation of various State Departments for the year ending February 28, 1921," recommend that said bill be concurred in.

Committee on Finance and Claims reported House Bill No. 11, by Committee on Ways and Means, "An Act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of producing or manufacturing cement, cement plaster, or gypsum plaster, in this State to pay to the State Treasurer, etc.," recommend that the same be amended as follows:

In lines 20 and 21 of the original bill strike out the following words and figures: "One Cent (\$.01)"; and insert in lieu thereof the following words and figures: "four cents (\$.04)" and in line 22 of the original bill strike out the fol-

lowing words and figures: "Five Cents (\$0.05)," and insert in lieu thereof the following words and figures: "Twenty cents (\$0.20)"; and as amended recommend the bill be concurred in.

Also House Bill No. 12, by Committee on Ways and Means, "An Act relating to and regulating the sale of cement, cement plaster, gypsum plaster or other by-products of cement, within the State of Montana, requiring all persons, firms, associations, and corporations engaging in or carrying on the occupation or business in this State of retailing or selling at retail, said commodities or any by-products thereof, to pay to the State Treasurer for engaging in and carrying on such occupation or business, etc.," recommend that the same be amended as follows: In line 29 of the original bill strike out the words and figures "One Cent (1c)", and insert in lieu thereof the following words and figures: "Four Cents (4c)"; in line 31 of the original bill strike out the following words and figures: "Five Cents (5c)" and insert in lieu thereof the following words and figures: "Twenty cents (20c)"; in line 26 of the original bill strike out the words and figures "One cent (1c)" and insert in lieu thereof the following words and figures: "Four cents (4c)"; also in line 26 strike out the following words and figures: "Five cents (5c)" and insert in lieu thereof the following words and figures: "Twenty cents (20c)", and as amended recommend that same be concurred in.

Committee on Printing reported Senate Bill No. 7 correctly printed.

Committee on Judiciary reported H. B. No. 6, by Committee on State Boards and Officers, "An Act prescribing the powers and duties of the State Board of Equalization, authorizing said Board to employ and appoint such assistants and clerical help as may be required and fix their compensation, etc.," recommend that said bill be amended in the following particulars, to-wit: Amend Subdivision 7 of Section 1 by striking out all of said sub-division 7 and inserting in lieu thereof the following: "To make such recommendations to the Legislative Assembly as they may deem expedient for the purpose of amending, revising or modifying laws relating to the taxation of property in the State of Montana and to furnish to the Legislative Assembly such information as may be requested by either House or by any committee of such Legislative Assembly."

Amend Section 3 by striking out all of the first sentence thereof, contained in lines 1, 2 and 3 and a part of line 4, at the beginning of said section, and inserting in lieu thereof the following: "The Governor of the State of Montana is hereby authorized, with the approval of the State Board of Equalization, to appoint such number of experts as may be deemed necessary, to hold office at the will of the Governor."

Amend Section 3 by striking out all of the last four lines of said section, and inserting in lieu thereof the following: "The said expert or experts shall be employed for such time as the State Board of Equalization shall deem advisable and the compensation of each of said experts shall be fixed by the State Board of Equalization and paid in the same manner as other officers provided by law."

Amend Section 4 by inserting at the beginning of said section the words "When ordered and directed by the State Board of Equalization."

Amend Subdivision 5 of Section 4 by striking out in line 4 of said subdivision the words "or the written order of said expert or experts."

Amend Subdivision 5 of Section 4 by striking out after the word "equalization," in the third line from the end of said Subdivision, the words "or said expert or experts."

Strike out all of Subdivisions 9, 10, 11, 12 and 13 of Section 4.

Amend Subdivision 14 of Section 4 to read as follows: "To investigate the tax laws of other states and countries and to formulate and submit to the State Board of Equalization such legislation as they may deem expedient to amend, revise or change the laws of taxation of the State of Montana to the end that just and equal assessment and taxation of the property of this State shall be secured."

Renumber Subdivisions 14 and 15 of Section 4 to be Subdivisions 9 and 10 respectively.

Amend Section 6 to read as follows:

"Section 6. In case any witness shall fail to obey any order or summons made and ordered by the State Board of Equalization to appear before said Board or any of its experts or employees, or shall refuse to be sworn, or shall refuse to testify or answer any material question pertinent to any matter or subject under investigation, or produce any records, books, papers or documents relating to any tax subject, such failure or refusal shall be reported to the Attorney General or the County Attorney of the proper county, who shall thereupon proceed in the proper court to compel obedience to any summons or order of the said State Board of Equalization or to punish witnesses for such neglect or refusal.

Any person who shall disobey or disregard any summons or order of said State Board of Equalization or of any of said tax experts or employees, made in pursuance of said order and for the purpose of carrying said orders into effect, or who shall refuse to be sworn as a witness or refuse to testify or to answer any material question, or fail or neglect to produce any records, books, papers, or documents relating to any tax matter, when required so to do by or in pursuance of any order or summons of said State Board of Equalization shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not to exceed the sum of One Thousand Dollars (\$1,000.00, or by imprisonment in the county jail for a period of not more than one (1) year, or by both such fine and imprisonment."

Amend Section 9 by inserting in the third line of said bill between the words "clerks and stenographers" the word "and" and strike out in line 3 thereof the words "and attorneys."

Amend Section 9 by inserting in next to the last line between the words "clerks and stenographers" the word "and" and insert the words "and attorneys" following the word "stenographer."

Amend Subdivision 1 of Section 11 by adding between the words "clerks and stenographers" in line 5 the word "and" and strike out following the word "stenographers" the words "and attorneys."

Amend Subdivision 2 of Section 11 by adding in line 5 between the words "clerks and stenographers" the word "and" and strike out in the same line the words "and attorneys."

Amend Subdivision 3 of said section in line 5 by inserting between the words "clerks and stenographers" the word "and" and strike out following the word "stenographer" the words "and attorneys," and as so amended recommend that said bill be reprinted and placed on General File.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 17, 1921.

I am directed by the Senate to inform your Honorable Body that a communication was received from the Governor calling attention to the failure of sufficient appropriation to carry on the work of the Law Library during the next two years; calling attention to the fact that no appropriation has been made for the payment of the expenses of the commission to relieve the Supreme Court of the over-burdened condition of its calendar; also relating to the repeal of certain sections of the old codes relating to legal holidays.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 17, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second times and referred to Committees designated:

House Bill No. 5, by Committee on Appropriations, "An Act to appropriate money for the mileage and per diem of the members of the Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session." Referred to Committee on Finance and Claims.

House Bill No. 17, by Felton, "An Act providing for the disposition and use of moneys derived from bonuses, royalties, and rentals paid into the Treasury of the United States on account of permits or leases granted by the United States as provided by the Act of Congress of February 25, 1920 (Public No. 146) and paid by the Secretary of the Treasury of the United States to the State of Montana." Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 17, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File, respectfully report as follows:

S. B. No. 6 and recommend that same be re-printed as amended:

H. B. No. 11 and recommend that same be amended as follows: Amend Section 8 of House Bill No. 11 by striking out in line 14 of the printed bill beginning with the words "No action," all of the remainder of the line and all of lines 15, 16, 17, and 18, and as amended recommend that same be concurred in.

H. B. No. 12 and recommend that same be amended as follows: Amend Section 8 of H. B. No. 12 by striking out all of line 13 of the printed bill beginning with the words "No. action" and lines 14, 15, 16 and 17, and as amended recommend that same be concurred in.

H. B. No. 15 and recommend that same be referred to Committee on Finance and Claims.

LARSON, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 17, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session, the following bills:

House Bills Nos. 4 and 13.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 17, 1921.

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Junod, duly seconded and carried, the Senate adjourned at 3:05 P. M. to meet Friday, March 18, 1921, at 11 o'clock A. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

REPORTS OF SELECT COMMITTEES.

The following reports were received from select committees:

Mr. Speaker:

We, your Special Investigating Committee to investigate the affairs of the Highway Commission, hereby submit our final report and also submit the report of the expert accountant, his findings and recommendations; we also herewith transmit the full and detailed data sheets of our accountant showing the various highway projects contracted for by the Highway Commission; also projects under way and in process of performance, and others contracted for. These data sheets will be valuable to the new Highway Commission to be appointed by the Governor May 1, 1921, and therefore, recommend that they be placed in the archives of the Assembly for the benefit of the new Commissioner.

Respectfully yours,

(Signed) SIEGFRIEDT and BELEY.

Chairman.

Helena, Montana, March 12, 1921.

To the Hon. Joint Committee of the 17th Legislative Assembly on State Highway Commission.

In accordance with your request I have made a partial audit of the books of the Montana State Highway Commission and beg leave to submit the result of my examination. In the short time at my disposal I have been able only to touch the main points of an audit, but the figures I append are correct as shown by the books.

The statements I make under the different heads are correct, as to facts stated and can be fully verified. A complete audit and revision of the accounting system is needed and would probably require two or three months of work. The published report of the Commission reached me only on the 24th. The items I was able to check I found to be correct.

ACCOUNTING SYSTEM.

The accounting department is equipped with a system of cost books and voucher records that fully itemize expenditures and that are sufficient for their purpose. The check of the Voucher Book is through the office of the State Board of Examiners and the State Auditor's office and is therefore complete. From the detail books accounts are carried in totals to a General Ledger.

My criticism is that the General Ledger is not kept so as to show the standing of particular accounts. Project accounts only show in "Control" accounts into which are posted, in a lump sum, the aggregate of all moneys paid out on estimates. The Chief Engineer has asked for aid from the State Accountant, who has not been able to give it his time up to this date, to correct this part of the system, and is anxious that it be done.

No audit of the books can be complete until these "Control" accounts are segregated into and under proper headings.

STATUS OF PROJECTS.

I have compiled statements of the financial standing of all projects under construction from the accounts up to November 30th, 1920. Said statements are appended hereto and made a part of this report.

OVER-RUNS.

It will be noted that many projects show over-runs, i. e., charges exceeding the estimates as adopted.

Under the rules and regulations these over-runs are a charge against the County until final settlement.

Where the changes are necessary the Highway Commission applies for a modified estimate and, where this is granted, the U. S. Government will stand its share of such over-run.

Further: in the final estimates any under-runs will be credited against over-runs. These under-runs are not figured as a rule, until final estimate.

TEN PER CENT ALLOWANCE.

Estimate quantities and prices on a project are submitted to the Bureau of Public Roads and, when passed by them, an allowance of 10 per cent is added to the estimate to cover construction engineering and contingencies. This item has been the cause of much contention. The Highway Commission cannot exceed this allowance, and when it is not used, must account for the excess. I find that in the payment of estimates under contract, the amount paid is \$1,947,548.91. The cost of construction engineering is \$111,389.20, or 5.73 per cent.

On estimates paid to Counties "Force Acct.," \$1,001,883.60.

The cost of construction engineering, \$59,661.69, or 5.95 per cent.

Contingencies, as interpreted by the Federal Agents, can be taken out of this allowance.

HIGHWAY COMMISSION REVENUES.

A complete statement of receipts and expenditures on above account cannot be made without a thorough audit of the accounts from the beginning of operations in 1913.

Pre-construction charges for engineering have been charged to Highway accounts and the necessity of accurate accounting of this important fund has been disregarded by former accountants in charge of the office. My audit discloses the fact that all moneys received by the Commission, for disbursement in its operations, can be fully accounted for.

Pre-construction engineering, office fixtures, state owned equipment, Deer Lodge shop, freight, repairs, handling account on auto trucks and wagons, freight on explosives and supplies, and the regular expense of the general and district offices, will show the expenditures and account for all funds received. An Accurate statement of these expenditures is impossible in the time allowed me.

The books show cost of physical assets acquired by and owned by the Commission amounting to \$440,274.43.

A correct adjustment of the books of the commission would demand a complete inventory of the property of the Commission, which has been taken up to December 15, 1920, and which can be worked up to furnish the desired data.

AUTO LICENSE FEES.

Instead of keeping the account for this source of revenue in a manner to show both receipts and expenditures, it is kept to show receipts in one account, expenditures being charged in other accounts.

My audit would indicate that a balance of \$27,121.99 is held by the commission that really belongs to other beneficiaries. Whether this is correct or erroneous can only be proved by an audit that must take in the account from the beginning.

ACCOUNTING ON CONTRACTS.

The original plan of operations contemplated that, before work could be started on a project, the County must pay to the Commission its full half of the estimated cost, including 5 per cent to cover cost of construction engineering and contingencies.

Under existing financial conditions the Commission thought best to disregard this stringent method of financing projects, and the result has been that they have been forced to carry most of the projects as the project statements will disclose. This has had the inevitable result of burdening the Commission with financial cares that were never contemplated.

REVENUES FROM U. S. GOVERNMENT.

No moneys can be collected from the Federal Aid Bureau until estimates have been furnished of work done and expenses incurred.

These claims are passed through the necessary channels with reasonable promptness, but more or less delay must occur in the progress of the claims through Missoula to Washington, D. C. and return. When money is received the records show that it has been passed on to the proper parties as quickly as possible.

All such payments pass through the hands of the State Board of Examiners.

CONCLUSIONS.

My audit convinces me that all expenditures in full detail are entered on the books of the Commission.

Therefore the book of final entry, a general ledger, can be constructed to show the standing of each and every account, its source of revenue and its disbursements, the financial standing of each project, the accounts receivable and the accounts payable, the cash resources and the physical assets.

Such a general Ledger in my judgment should be constructed at once.

No accountant should be asked to prepare important statements from auxiliary books without a chance to prove his work. Items are bound to creep in that do not belong, or may be omitted, without a chance to discover such errors by a check with proven accounts.

The Chief Engineer and every member of his staff have aided me in my investigation and have placed at my disposal everything that would help me. The Acting Chief Accountant has been working during his incumbency to the end that the suggestions I have made could be carried out. His duties give him but little time to go into the past work. The Accounting Department employs six to seven people, and its quarters are cramped, resulting in confusion and noise, impairing the efficiency of all employes. Better quarters should be provided.

Respectfully submitted,

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 22, by O'Hara, entitled: "An Act repealing Sections 6217, 6218, 8065, and 8066 of the Revised Codes of Montana of 1907, defining legal holidays and business days," respectfully report as follows:

That H. B. No. 22 do pass.

Report adopted.

O'HARA, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bill was introduced, read first and second times, and referred to the Committee as follows:

H. Substitute for S. B. No. 3, by Judiciary Committee, a bill for an Act entitled: "An Act to amend Sections 2, 3, 21, and 23 of Chapter 85 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, being 'An Act creating the office of investment commissioner, and giving such official certain powers in relation to investment companies and stockbrokers for the protection of investors, including the power to license the sale by such companies and stockbrokers to the public of securities; defining investment companies, and regulating or providing for the regulation of the promotion, organization and operating thereof; providing for the inspection and investigation of property, books, papers, business methods and affairs of any investment company whose securities shall be offered for sale to the public; defining stockbrokers and providing for the regulation of their business as such; and providing penalties for the violation of this Act;" and repealing paragraph 3 of Section 1 of said Act." Referred to Committee on Printing.

MOTIONS AND RESOLUTIONS.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, S. B. No. 2 was placed on General Orders, action on the bill to be deferred until such time as House may see fit to act thereon.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration Senate Bill No. 3, by Dearborn, entitled: "An Act to prevent fraud in the sale and disposition of stocks, bonds or other securities sold or offered for sale within the State of Montana, providing for the enforcement thereof, and making the Board of Railroad Commissioners of the State of Montana ex-officio an investment commission and defining its powers and duties, and to repeal Chapter 85, Acts of the Thirteenth Legislative Assembly of the State of Montana, entitled: 'An Act creating the office of investment commissioner, and giving such official certain powers in relation to investment companies and stockbrokers for the protection of investors, including the power to license the sale by such companies and stockbrokers to the public of securities; defining investment companies, and regulating or providing for the regulation of the promotion, organization and operation thereof; providing for the inspection and investigation of property, books, papers, business methods and affairs of any investment company whose

securities shall be offered for sale to the public; defining stockbrokers and providing for the regulation of their business as such; creating the investment commission fund and providing penalties for the violation of this Act," recommend that same be not concurred in, and further recommend House Substitute for Senate Bill No. 3, substituted for same Senate Bill No. 3, and that said substitute bill, being: "An Act to amend Sections 2, 3, 21 and 23 of Chapter 85 of the laws of the Thirteenth Legislative Assembly of the State of Montana, being, 'An Act creating the office of Investment Commissioner, and giving such official certain powers in relation to investment companies and stockbrokers for the protection of investors, including the power to license the sale by such companies and stockbrokers to the public of securities; defining investment companies, and regulating or providing for the regulation of the promotion, organization and operation thereof; providing for the inspection and investigation of property, books, papers, business methods and affairs of any investment company whose securities shall be offered for sale to the public; defining stockbrokers and providing for the regulation of their business as such; and providing penalties for the violation of this act;' and repealing paragraph 3 of Section 1 of said Act," do pass.

O'HARA, Chairman.

Report adopted.

Upon motion of McQuarrie, duly seconded and carried, the House recessed until 2:00 o'clock P. M.

AFTERNOON SESSION.

House resumed.

Mr. Speaker in Chair.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 21, 22, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

Mr. Speaker:

We, your Committee on Engrossment, having had under consideration H. B. Nos. 4 and 13, beg leave to report that the same have this date been properly engrossed.

AUSTIN, Chairman.

Report adopted.

Upon motion of Geis, duly seconded and carried, the Speaker appointed a Conference Committee as follows, to confer with a like committee from the Senate relative to House amendments to S. B. No. 5: Geis, O'Hara, Northey.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE.

March 18, 1921.

Mr. Speaker, House of Representatives, Helena, Montana.

It is with reluctance that I am forced to call to your attention, in the hope that the matter may be remedied before adjournment, the provisions of Senate Bill No. 108, "An Act requiring a petition of 20 per cent of the Qualified Electors who are Taxpayers to authorize the voting upon the issuance of any School, Town, City, or County Bonds, and providing who are entitled to Vote Thereon."

My own attention has been called to the matter by one of the recognized authorities on bond issues in a communication, a part of which is as follows:

"Some of our attorneys who have passed on a great number of Montana County bonds call attention to a possible conflict between this bill and Article XIII, Section 5 of the State Constitution which forbids the creation of a county debt to exceed \$10,000 for a single purpose 'without approval of the majority of the electors thereof.' This constitutional provision requires that a majority of the electors of the county must approve county bond issues. Electors, as generally used, means those possessing the qualifications necessary to vote at general elections.

"A very serious question arises as to whether, for the purpose of county bond elections, to 'only qualified registered electors who are taxpayers upon property therein and whose names appear on the assessment roles for the year next preceding such election'. This is a limited class and a very serious question arises as to whether this limited class constitutes 'electors' of the county as referred to in Article XIII of Section 5 of the Constitution.

"Very great embarrassment to the State might result from leaving this law in the present shape. It will at least be necessary to carry a test case to the Supreme Court and there determine whether or not Section 2 is valid as applied to counties. For that reason would it not be better for the present Legislature to amend Section 2, Chapter 103, by striking out the word county and placing the word 'or' before city? This would have the result of leaving the requirement for a petition in the case of all the municipalities, as we know of no constitutional objection to that and it would limit school district, town and city elections to 'tax-paying electors'. But it would leave the rule on county bond elections as it is now."

Should the foregoing suggested error in the Act in question be found, upon review by the Supreme Court, to be well founded, the inevitable result will be that no county in Montana can legally issue bonds to meet any possible emergency until the error could be corrected at the meeting of the Legislature in 1923.

Out of the abundant precaution, I am now submitting the matter to you for such action as in your judgment you deem proper.

There is another matter that I feel should be called to your attention, I have recently ascertained that for the year 1920, the tax levies in Montana were made upon the following basis of assessment:

Farm and grazing land with improvements.....	30.11 per cent.
Railroads, power lines, telegraph lines etc.....	18.21 per cent.
Net proceeds mines	1.25 per cent.
Bank stock	1.79 per cent.
Money and solvent credits.....	.86 per cent.
Merchandise	4.35 per cent.
Livestock	7.05 per cent.
All other personal property.....	5.79 per cent.

I am satisfied that real estate, including farms, residences and other town and city real estate, is carrying far in excess of its proportionate share of the burden of government as measured by its earning capacity. In order to better equalize the burden I would now recommend to your earnest consideration a new classification for the present classification law by the addition of a new Section under which all lands will be assessed for taxation of 25 per centum in lieu of the 30 per centum now provided.

I am so satisfied that these intricate and far-reaching questions of the equitable adjustment of the tax burden can never be solved without the aid of permanent tax commission. One of the stock arguments against the creation of the necessary machinery to enable the Board of Equalization to properly function in the matter, through a tax commission created by legislative action has been that "the people voted against it at the last election". It is my own judgment that with the little publicity that was given to the matter at the last election, the great mass of the voters had no possible information regarding its merits or demerits.

In order to give the people themselves the right to pass on this important matter at the next regular election, when there will not be the confusion of issue as there was at the last election, when eleven different measures were submitted at one time, I now suggest that you submit a constitutional amendment upon the question to be voted upon at the coming general election.

There is another matter that confronts us in a most serious way. I refer to the matter of obtaining rad money with which to carry on the State government during the coming biennium.

The burden of carrying State warrants should not be put upon the banking credit of the State at this time, all of these resources should be devoted to financing the farming, and stock interests and the mercantile business of the State.

I believe it to be possible to at this time provide for the issuance of short-term State certificates, with the revenues of the State pledged to their redemption, so that we may immediately be relieved from the present embarrassment that confronts the State Treasury.

Under this arrangement, I believe great good can be accomplished, and I urge immediate action in the matter, so that the work of this special session can be brought to a quick conclusion.

JOS. M. DIXON, Governor.

Upon motion by O'Hara, duly seconded and carried, the subject matters contained in above communication were referred to proper committees, and the Speaker referred that portion pertaining to: Qualified electors to vote on Bond issues, to Committee on Judiciary. Treasury certificates, to Ways and Means Committee. Tax Commission, to Committee on Constitutional Amendments. Classification matters, to Committee on Revenue and taxation.

THIRD READING OF HOUSE BILLS.

The Senate amendments to H. B. No. 5, by Committee on Appropriations, were concurred in by an aye and no vote.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 23, by Committee on Appropriations. A Bill for an Act entitled: "An Act appropriating money for the maintenance of the State Law Library and the legislative reference bureau in connection therewith for the periods designated, beginning March 1, 1921, and ending June 30, 1923." Referred to Committee on Appropriations.

S. B. No. 8, by Junod, A Bill for an Act entitled: "An Act establishing a State Highway Commission, prescribing the powers and duties thereof, and authorizing the construction, maintenance, repair and marking of public roads and bridges; creating a State Highway Fund and a State Highway Trust Fund; imposing certain duties upon county and local road officials; assenting to the federal aid road Act of Congress approved July 11, 1916; and authorizing the State Highway Commission to cooperate with the United States Government in the construction of roads and bridges and repealing Chapter 170 Session Laws of the State of Montana; and repealing Chapter 207 of the Session Laws of the Seventeenth Legislative Assembly of the State of Montana." Referred to Committee on Highways.

On motion, the House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Appropriations having had under consideration H. B. No. 23, entitled: "An Act appropriating money for the maintenance of the State Law Library and the Legislative Reference Bureau in connection therewith for the periods designated beginning March 1, 1921, and ending June 30, 1923.", respectfully report as follows: That H. B. No. 23 do pass.

Report adopted.

BUELL, Chairman.

Upon motion by Gullidge, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Ogden in chair.

House resumed.

Mr. Speaker in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration H. B. No. 22, respectfully report as follows: That H. B. No. 22 do pass.

Report adopted.

OGDEN, Chairman.

Upon motion, House reverted to Order of Business No. 9,

THIRD READING OF HOUSE BILLS.

H. B. No. 22, by O'Hara, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Anderson, Arnold, Austin, Beley, Bell, Berglin, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cady, Chatfield, Conser, Covell, Cooney, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Faust, Felton, Geis, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hunter, Johnson (Deer Lodge, Jones, Kemp, Kenyon, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Peden, O'Hara, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rhoads, Rickard, Rigs, Rixon, Roberts, Roulean, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Williams, Worden, Mr. Speaker. Total, 79.

Noes: Hathaway. Total, 1.

Absent and not voting: Allen, Bergeson, Brown (Mineral), Bacil, Carlson, Cavanaugh, Charters, Crumbaker, Dunbar, Dunn, English, Gillette, Goodland, Hills, Johnson (Fergus), Johnson (Silver Bow), King, Knudsvig, Lakin, Larson, Northey, Ray, Rodgers, Shoemaker (Yellowstone), Sickler, Warren, Wilcomb. Total, 27.

Upon motion by Brockway, duly seconded and carried, the House recessed until 3:30 P. M.

House resumed pursuant to recess.

The Speaker gave notice and signed in open session the following bills:

H. B. No. 9 by Committee on Ways and Means.

H. B. No. 5 by Committee on Appropriations.

H. B. No. 15 by Committee on Appropriations.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Judiciary having had under consideration H. B. No. 19, introduced by Committee on Ways and Means, A Bill for an Act entitled: "An Act to amend Chapter 79, Acts of the Fifteenth Legislative Assembly entitled: 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method of collecting such license fee, and repealing Section 2773 of the Revised Codes of the State of Montana of 1907, as amended by the Act approved March 1, 1911, entitled: "An Act to amend Section 2773 of the Revised Codes of Montana of 1907 and Sections 2774 and 2777 of the Revised Codes of Montana of 1907" as amended by Chapters 39 and 208 of the Acts of the Sixteenth Legislative Assembly." Respectfully report as follows:

That H. B. No. 19 do not pass; and further report that they have prepared a substitute therefor, being an Act entitled: "An Act to amend Chapter 79, Acts of the Fifteenth Legislative Assembly of the State of Montana, entitled: 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method of collecting such license fee, and repealing Section 2773 of the Revised Codes of the State of Montana of 1907, as amended by the Act approved March 1, 1911, entitled: "An Act to amend Section 2773 of the Revised Codes of the State of Montana of 1907, and Sections 2774 and 2777 of the Revised Codes of Montana of 1907" as amended by Chapters 69 and 208 of the Acts of the Sixteenth Legislative Assembly, by amending Sections 5, 7 and 8 thereof, and by adding thereto two new Sections to be known as Section 8A and Section 8B, and appropriating money to carry out the provisions of this Act." And recommend that said substitute be introduced and printed and referred to Committee on Appropriations.

Report adopted.

O'HARA, Chairman.

Mr. Speaker. We, your Committee on Revenue and Taxation having had under consideration H. B. No. 24, entitled: "An Act to amend Sections 1 and 2 of Chapter 51 of the Laws of the Sixteenth Legislative Assembly of the State

of Montana providing for the Classification of Taxable Property in this State for the purpose of Taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the impositions of the Tax thereon", respectfully report as follows: That H. B. No. 24 do pass.

Report adopted.

COONEY, Chairman.

Mr. Speaker: We, your Committee on Highways having had under consideration S. B. No. 8, by Junod, a Bill for an Act entitled: "An Act establishing a State Highway Commission, prescribing the powers and duties thereof, and authorizing the construction, maintenance, repair and marking of public roads and bridges; creating a State Highway Fund and a State Highway Trust Fund; imposing certain duties upon county and local road officials; assenting to the Federal Aid Road Act of Congress approved July 11, 1916, and authorizing the State Highway Commission to co-operate with the United States Government in the construction of roads and bridges; and repealing Chapter 170 Session Laws of the State of Montana; and repealing Chapter 207 of the Session Laws of the Seventeenth Legislative Assembly of the State of Montana," respectfully report as follows: That S. B. No. 8 be concurred in.

Report adopted.

McQUARRIE, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

Substitute for H. B. No. 19, by Judiciary Committee. A Bill for an Act entitled: "An Act to amend Chapter 79, Acts of the Fifteenth Legislative Assembly of the State of Montana, entitled: 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method of collecting such license fee, and repealing Section 2773 of the Revised Codes of the State of Montana of 1907 and Sections 2774 and 2777 of the Revised Codes of Montana of 1907', as amended by Chapters 69 and 208 of the Acts of the Sixteenth Legislative Assembly, by amending Sections 5, 7, and 8 thereof, and by adding thereto two new Sections to be known as Section 8A and Section 8B, and appropriating money to carry out the provisions of this Act." Referred to Committee on Printing.

H. B. No. 24, by Committee on Revenue and Taxation. A Bill for an Act entitled: "An Act to amend Sections 1 and 2 of Chapter 51 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, providing for the Classification of Taxable property in this State for the purpose of Taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the impositions of the Tax thereon."

H. B. No. 26 by Ways and Means committee a bill for an Act entitled: "An Act authorizing and directing the borrowing of three million dollars by the State of Montana for the purpose of paying outstanding claims and accruing claims, changes and appropriations against the general fund of the State of Montana making provisions as to the terms and conditions thereof and directing the disposition of the proceeds thereof; providing for the repayment of the same and the interest thereon and creating for the purpose of such repayment from the moneys accruing from taxes levied for general State purposes for the years 1921 and 1922 a special fund to be known as the 'treasury note redemption fund' and making an appropriation for such repayment authorizing and directing the issuance of a series of treasury notes for said loan; fixing the form thereof, making an appropriation for the payment of all expenses incident to negotiation of said loan and the issuance of said notes; repealing all acts or parts of acts in conflict herewith, and declaring an emergency.

Referred to Committee on Ways and Means.

H. B. No. 25, by Bergeson, a bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to section 15 of article XII of the constitution, as amended, creating county board of equalization and a State Tax Commission and defining their powers and duties." Referred to Committee on Constitutional Amendments.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, House adjourned until 11:00 o'clock A. M., March 19th, 1921.

Attest:

R. H. WIEDMAN, Chief Clerk.

FRED L. GIBSON,

Speaker.

FIFTEENTH DAY

House of Representatives, March 19th, 1921.

House met at 11:00 o'clock A. M. pursuant to adjournment.

Speaker Pro Tem in chair.

Prayer by Chaplain.

Roll called and all present except Arnold, Austin, Brown (Mineral), Goodman, Johnson (Fergus), Penewell, Rodgers, Wallace, and Mr. Speaker. absent. Blomquist, King, Sickler, Warren and Wilcomb excused.

Quorum present.

Mr. Speaker:

We your Committee on the Journal, have this day examined the Journal for the Fourteenth Legislative Day, and have found the same to be correct.

JOHNSON, of Silver Bow, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion of Johnson of Deer Lodge, duly seconded and carried, the communications from the Senate were considered as read at length.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second time and referred to Committees designated:

Senate Bill No. 10, by Committee on Finance and Claims, "An Act to appropriate money for the expenses of the Supreme Court Commission." Referred to Committee on Finance and Claims.

House Bill No. 20, by Larson, "An Act to amend chapter 1463 of the Montana Session Laws of 1909 as amended by section 16 of chapter 145, Montana Session Laws of 1915, providing for the levy of taxes or assessments against land in districts having a contract with the United States by adding a sub-section to section 49 to be designated as sub-section A-49." Referred to Committee on Judiciary.

House Bill No. 16, by Committee on Appropriations, "An Act appropriating money for the payment of deficiency claims for expenses incurred in carrying out the provisions of House Bill No. 16 of the Fifteenth Legislative Assembly providing for the issuance and sale of bonds to acquire funds for the building of a terminal elevator at Great Falls, Montana, and of House Bill No. 304 of the Sixteenth Legislative Assembly of the State of Montana." Referred to Committee on Finance and Claims.

House Bill No. 18, by Committee on Appropriations, "An Act making an additional appropriation of money during the twelve months period beginning July 1, 1921, and ending June 30, 1922, for the purpose of purchasing land for the Montana School for the Deaf and Blind." referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Printing reported Senate Bills Nos. 6 and 7 and Sub. for H. B. No. 6 correctly printed.

Committee on Finance and Claims reported H. B. No. 15, "An Act appropriating money for the payment of deficiency claims arising out of the operation of various State Departments for the year ending February 26th, 1921," recommend that same be concurred in.

Also House Bill No. 5, "An Act to appropriate money for the mileage and per diem of the members of the Seventeenth Legislative Assembly of the State of Montana Extraordinary Session," recommend that in section 1 the words and figures "twenty-five thousand (\$25,000.00) Dollars" be stricken out, and that the words and figures "thirty-five thousand (\$35,000.00) Dollars" be inserted in lieu thereof.

Section 2 of this measure provides for the appropriation of \$10,000.00, or as much thereof as may be necessary for the payment of mileage to the members of the Seventeenth Legislative Assembly. Committee reports this measure back, without recommendation, for the consideration of the entire body.

Also Senate Bill No. 10, by Committee on Finance and Claims, "An Act to appropriate money for the expenses of the Supreme Court Commission," recommend that same do pass.

Committee on Printing reported Senate Bill No. 8 correctly printed.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File respectfully report as follows:

Senate Bill No. 6 and recommend that same do not pass.

Senate Bill No. 8 and recommend that same do pass.

H. B. No. 5 and recommend that same be concurred in.

H. B. No. 15 and recommend that same be concurred in.

PAUL, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Finance and Claims reported House Bill No. 2, "An Act to establish a tax on direct and collateral inheritance bequests and devices; to provide for the assessment and collection and directing the disposition of the proceeds thereof, and repealing subject to certain reservations sections 7724 to 7751, both inclusive, of the Revised Codes of 1907," recommend that the same be amended as follows:

On line 14, page 1 of the original bill, after the word "except," insert the following: "the state or any of its institutions."

In section 1, sub-section 3, line 27, after the word "property" insert the following "within this state and such transfer is."

On page 2, line 5, before the word "without" insert the word "is."

Strike out in the same line the words "and adequate" and insert in lieu thereof the word "other."

In line 19 strike out the words "construed to" and insert the words "prima facie presumed to."

In section 1, page 2, sub-section 4, line 18, after the word "will" insert the words "or conveyance."

In section 1, sub-section 6, page 3, after the last word "will" insert the following "except such part thereof as may be shown to have originally belonged to the survivor and never to have belonged to the decedent."

In section 2, page 4, line 26, strike out the words "politic or" and insert in lieu thereof the words "or body politic outside this state."

In section 3, page 5, after the figures "\$25,000.00" insert the words "and the beneficiary entitled thereto shall belong to any of the classes mentioned in sub-divisions 2, 3, 4 and 5 of section 2 of this act."

In section 4, sub-section 1, line 19, page 5, after the word "to" add the following: "the state or any of its institutions."

In section 4, sub-section 1, line 21, page 5, after the word "corporations" insert the following "or voluntary associations."

In section 4, sub-section 1, line 24, strike out the words "shall be exempt" and insert the following: "is excepted from the operation of this Act."

In section 4, sub-section 2, page 5, strike out the following: "such exemption to the widow shall include all her statutory and other allowances and insert in lieu thereof the following: "exemption to the widow shall include her dower and homestead rights."

Section 5, sub-section 2, page 7, line 2, after the word "the" strike out the word "amount" and insert in lieu thereof the following: "portion due the state."

In section 6, line 1, page 7, strike out the following: "no interest shall be charged and collected thereon," and insert in lieu thereof the following: "a discount of five per centum shall be allowed and deducted from said tax."

In section 8, page 8, line 25, strike out the following: "on notice to the state treasurer."

In section 8, page 8, line 27, strike out the following: "if such tax has been paid over to the state treasurer."

In section 8, page 8, line 24, strike out the word "thereof" and insert the following: "of the tax so deducted or paid."

In section 8, page 8, line 29, strike out the following: "or county treasurer to whom said tax has been paid upon production of a transcript of the district court record showing the facts," and insert in lieu thereof the following: "if the said tax has not been paid to the county treasurer or state treasurer or by them in the proper proportionate shares, if it has been so paid."

In section 8, sub-section 2, page 9, line 2, strike out the word "into" and insert in lieu thereof the word "in" and after the next word "the" add the words "ocunity and."

In section 8, sub-section 2, page 9, line 2, strike out the following: "treasury," the person entitled to a refund thereof may file a like claim thereof with the state board of examiners, accompanying the same with a transcript of the district court record showing the facts, and said board of examiners shall thereupon audit such claims and if they approve the same transmit it to the next Legislative Assembly for its action thereon in the manner provided by section 235 of the Revised Codes of 1907; provided, however, that if any appropriation has been made by the Legislative Assembly for the purpose of paying any such claims, and such appropriation has not exhausted, the State Board of Examiners may allow such claim and order a warrant drawn on the proper fund for the payment thereof" and insert in lieu thereof the following: "treasurers, or to either of them, it shall be unlawful for them, on satisfactory proof to the state board of equalization of such erroneous payment, to refund to the executor, administrator, person or persons who shall have paid any such tax in error the county's and state's proportionate amount of such tax so paid; provided that all such applications for refund shall be made within two (2) years from the date of such payment."

In Section 9, page 9, line 21, strike out the words "three times" and insert in lieu thereof the word "twice."

In section 11, page 10, line 10, after the word "thereof" add the following: "otherwise the corporation permitting such transfer shall become liable to pay such tax."

In section 12, sub-section 2, page 12, line 18, after the word "the" strike out the following: "state board of equalization" and insert in lieu thereof the following: "said board."

In section 12, sub-section 3, page 14, line 14, after the word "county" strike out the word "Montana" and add the following: "or the district court of the county of his residence, if he be a resident of this state."

In section 12, sub-section 3, page 14, line 18, strike out the word "district" and insert in lieu thereof the word "such," and strike out the words "of said Lewis and Clark County."

Add a sub-section to be numbered five (5), to section 12, to read as follows: "All taxes levied and collected and paid to the state treasurer under the provisions of sub-divisions 3 and 4 of this section shall be by such state treasurer deposited in the state treasury to the credit of the general fund or the state."

Section 13, page 16, line 16, strike out the word "true" and insert in lieu thereof the word "clear."

Section 14, page 16, line 24, strike out the word "true" and insert in lieu thereof the word "clear."

In section 15, sub-section 1, page 17, line 18, strike out the word "cash" and insert in lieu thereof the words "clear market."

In section 15, sub-section 2, page 18, line 5, strike out the word "cash" and insert in lieu thereof the words "clear market."

In section 15, sub-section 4, page 18, line 19, strike out the word "any" and insert the word "the."

In Section 15, sub-section 5, page 19, line 13, after the word "forthwith" insert the following "except as otherwise provided in this act."

In section 15, sub-section 11, page 21, line 29, after the word "any" insert the word "interested."

In section 15, sub-section 11, page 22, line 5, strike out the words "and a new" and insert in lieu thereof the following: "unless additional or newly discovered evidence be among the grounds of application therefor and a new."

In Section 15, sub-section 12, page 13, line 1, strike out the words and figures "two (2) years" and insert in lieu thereof the words and figures "one (1) year."

In section 15, sub-section 12, page 23, line 3, strike out the letter "a" and insert in lieu thereof the word "the."

In Section 15, sub-section 12, page 23, line 5, strike out the words "or erroneously."

In section 16, page 23, line 26, after the word "he" insert the words "or they."

In section 17, sub-section 1, page 24, line 17, strike out the words and figures "sixty (60)" and insert in lieu thereof the words and figures "ninety (90)."

In section 17, sub-section 2, page 25, line 1, strike out the words and figures "sixty (60)" and insert in lieu thereof the words and figures "ninety (90)."

In section 18, sub-section 1, page 26, line 2, after the word "state" insert the following: "but no information so acquired shall be disclosed except to proper officials and persons in any such estate."

In section 18, sub-section 3, page 26, line 21, after the word "action" insert the following: "but no information so acquired shall, in advance of legal action, be disclosed to any one except proper officials and persons interested in such estate."

In section 19, page 27, line 20, after the word "him" insert the following: "and due to the state."

In section 19, page 27, lines 20, 21 and 22, strike out the following: "The inheritance tax laws, and not previously paid into the state treasury and for" and insert in lieu thereof the following: "this Act and upon."

In section 23, line 14, after the figures "23" insert the following "ninety (90) per centum of."

In section 23, line 14, after the word "collected," insert the following: "by county treasury."

In section 23, page 29, line 17, strike out the words "of the state" and insert in lieu thereof the following: "and ten (10) per centum thereof shall be passed to the general school fund of the county," and as so amended the same be concurred in.

The above report was adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Judiciary reported H. B. No. 17, by Felton, "An Act providing for the disposition and use of money derived from bonuses, royalties and rentals paid in to the treasury of the United States on account of permits or leases granted by the United States, etc.," recommend that the amendment adopted by the Committee of the Whole of the House, be stricken out and that said bill be further amended by striking out in line 15 of the original bill the last word in said line, the word "and;" and by striking out after the word "distributed" the remainder of said section 1, and inserting in lieu thereof the words "and paid over by the state treasurer to the several counties of the State in proportion to the total number of teaching positions in which teachers were employed for a period of at least six months during the preceding calendar year in each county in all of the public schools of the county, as shown by the statements and certificates of the county superintendent of schools of the several counties filed with the state treasurer, and said state treasurer must, at the time of making such appointments, notify the county superintendent of schools of each county of the amount of such fund which has been apportioned and distributed to his respective county. Within ten days after receiving such notice each county superintendent of schools must apportion such amount in the following manner, to-wit: Sixty per centum (60%) thereof shall be apportioned to each school district, district high school and county high school in proportion to the total number of teaching positions in which teachers were employed for a period of not less than six months during the last calendar year, for which the statement and certificate was last made and filed with the state treasurer by such county superintendent, in each such school district, district high school and county high school; thirty-five per centum (35%) thereof shall be apportioned to each school district, district high school and county high school in proportion to the aggregate number of days attendance of all pupils who attended for a period of not less than six weeks during the aforesaid calendar year in each and every school district, district high school and county high school; and five per centum (5%) thereof to be apportioned to each district high school and county high school in proportion to the aggregate number of years of accredited high school work of each district high school and county high school during the last preceding calendar year aforesaid, in each such district high school and county high school, immediately after making such apportionment the county superintendent of schools must file with the county treasurer a statement and certificate showing the total amount apportioned to each school district, district high school and county high school, and the county treasurer must, immediately after receiving such statement and certificate deposit to the credit of each district school, district high school and county high school fund the amount to which each is entitled as shown by such statement and certificate."

Add a new section to be known as section 2, to read as follows:

"Section 2. The county superintendent of schools of each county in the state must, between the 15th day of April and the 1st day of May in each year make and file with the State Treasurer a statement and certificate showing the total number of teaching positions in which teachers were employed for a period of at least six months during the calendar year ending December 31st immediately preceding, in all of the public schools in such county, including kindergarten, primary, grade, district, high schools; provided, however, that if during such calendar year, or thereafter and before the making of such statement and

certificate, any portion of a county has been detached from such county and attached to another county, or has been detached from such county and included in a new county, the number of such teaching positions within that portion of such county so detached shall not be included in the statement and certificate of the county superintendent of schools of such county, but the same shall be included in the statement and certificate of the county superintendent of schools of the county to which the portion of such county has been attached or in the statement and certificate of the county superintendent of schools of the new county."

Renumber section 2 to read section 3, and as so amended, recommend that said bill be concurred in.

Also H. B. No. 18, by Committee on Appropriations, "An Act making an additional appropriation of money during the twelve months" period beginning July 1, 1921, and ending June 30, 1922, for the purpose of purchasing land for the Montana School for the Deaf and Blind," recommend that said bill be concurred in.

Also H. B. No. 20, by Larson, "An Act to amend chapter 146 of the Montana Session Laws of 1909 as amended by section 16 of chapter 145, Montana Session Laws of 1915, providing for the levy of taxes or assessments against land in districts having a contract with the United States by adding a subsection to section 49, to be designated as sub-section 49-A" recommend that said bill be concurred in.

The Committee on Finance and Claims reports H. B. No. 8, "An Act to repeal chapter 91 of the Session Laws of the Eleventh Legislative Assembly of the State of Montana," recommend that the same be not concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a communication was this day received from the Governor calling attention to the provisions of Senate Bill No. 108, "An Act requiring a petition of 20 per cent of the qualified electors who are taxpayers to authorize the voting upon the issuance of any school, town, city or county bonds, and providing who are entitled to vote thereon," with the hope that the matter may be remedied before adjournment, and suggested that a constitutional amendment upon the question be submitted to be voted upon at the coming general election. Also refers to the matter of obtaining ready money with which to carry on the State government during the coming biennium.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was introduced, read first and second time and referred to Committee designated:

Senate Bill No. 11, by Greenup, "An Act for the submission to the qualified electors of the State of Montana of an amendment to section Fifteen of article 12 of the constitution of the State of Montana, as amended; creating county boards of equalization and the state board of equalization, and defining and prescribing their powers and duties." Referred to Committee on Judiciary.

Also senate joint resolution No. 2, by Special Investigating Committee, relating to investigation of state highway commission. Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the committee of the Whole, to whom was referred business on General File respectfully report as follows:

S. B. No. 10 and recommend that same do pass.

H. B. No. 6 and recommend that the enacting clause be stricken therefrom.

SLATTERY, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senator Booth submitted the report containing the payroll of the State of Montana, which had been referred to the Committee of Employees, and upon motion, duly seconded, and same was adopted, with the instructions that it was to be included in the Journal.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was introduced, read first and second time and referred to Committee designated:

H. B. No. 22, by O'Hara, "An Act, repealing sections 6217, 6218, 8065, and 8066 of the Revised Codes of Montana of 1907, defining legal holidays and business days." Referred to Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Larson, duly seconded and carried, any senator who had a bill to introduce along the lines suggested by the Governor in his message, be allowed to give one copy of his bill to the Printing Committee tonight, so that it may be printed by tomorrow morning.

It was moved by Senator Junod and seconded that the Senate recess until 8 o'clock P. M.

It was moved by Senator Edwards, as a substitute motion, that the Senate adjourn until 1 o'clock A. M. March 19th, 1921, which motion was duly seconded and carried, and the Senate adjourned at 5:30 P. M.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee on Finance and Claims reported H. B. No. 8 with the recommendation that the said bill be not concurred in, which report was adopted and the bill is herewith returned to the House.

That the Committee of the Whole recommended that the enacting clause be stricken from House Bill No. 6, which report was adopted, and the bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 18, 1921.

I am directed by the Senate to inform your Honorable Body that House Bill No. 15 was read third time and concurred in, title agreed to and same is herewith returned to the House.

House Bill No. 5 was read third time and concurred in as amended, title agreed to, and the same is herewith transmitted to the House for concurrence in Senate amendments.

Senate Bill No. 8 was read third time and passed, title agreed to and the same is herewith transmitted to the House for concurrence.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President appointed as a Conference Committee on House Bills No. 11 and 12, to act with a like committee from the House, the following, Senators Griffin, Lowe and Anderson.

The President appointed as a Conference Committee on Senate Bill No. 5 to act with a like committee from the House, Senators Heron, Booth and Clark.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 18, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President appointed as a conference committee to act with a like committee from the House to consider House Bill No. 1: Senators Junod, Dixon and Pauline.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 19, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President appointed as a Conference Committee to act with a like committee from the House to consider House Bills No. 11 and 12, the following: Senators Cone, Edwards and Gallwey.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 19, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Bill No. 10, relating to the appropriation of money for the expenses of the Supreme Court Commission, was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence.

House Bill No. 18, by Committee on Appropriation, relating to the appropriation for the purchase of land for the Montana School for the Deaf and Blind, was this day read third time and concurred in, title agreed to and the same is herewith returned to the House.

House Bill No. 20, by Larson, relating to the levy of taxes or assessments against land in districts having a contract with the United States, etc., was this day read third time and concurred in, title agreed to and the same is herewith returned to the House.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

REPORTS OF STANDING COMMITTEES.

The following report was received from Standing Committees:

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration H. B. No. 33, being a bill for an Act entitled: "An Act to appropriate money for the expenses of the Supreme Court Commission," beg leave to report that we recommend same for passage.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Constitutional Amendments, having had under consideration H. B. No. 25, introduced by Bergeson, a bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to section 15 or article XII of the constitution, as amended, creating county boards of equalization and a state tax commission and defining their powers and duties," respectfully report as follows: That H. B. No. 25 do pass.

ENGLISH, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Ways and Means, having had under consideration H. B. No. 26, a bill for an Act entitled: "An Act authorizing and directing the borrowing of three million dollars by the State of Montana for the purpose of paying outstanding claims, charges and appropriations against the general fund of the State of Montana, making provisions as to the terms and conditions thereof, and directing the disposition of the proceeds thereof; providing for the repayment of the same and the interest of the proceeds thereon and creating, for the purpose of such repayment from the moneys accruing from taxes levied for general state purposes for the years 1921 and 1922, a special fund to be known as the 'Treasury Note Redemption Fund' and making an appropriation for such repayment; authorizing and directing the issuance of a series of treasury notes for said loan, fixing the form thereof, making an appropriation for the payment of all expenses incident to negotiation of said loan and the issuance of said notes; repealing all acts or parts of acts in conflict herewith, and declaring an emergency."

Respectfully report as follows: That House Bill No. 26, be amended as follows: Strike out in line 7 of the Title, the word "changes" after the word "claims" and insert in lieu thereof the word "charges."

And when so amended, that the bill do pass.

BERGESON, Chairman.

Upon motion of Bergeson, duly seconded and carried, the report was adopted and H. B. No. 26 was referred to Committee on Appropriations.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

H. B. No. 27, by Geis, a bill for an Act entitled: "An Act authorizing and empowering the State Board of Equalization to employ experts, assistants, clerks and stenographers in order to perform the duties imposed on such Board by law in connection with the classification, taxation and equalization of property for taxation and the enforcement of the laws of this State relative to taxes and licenses; prescribing their powers and duties; and making appropriations therefor." Referred to Committee on Appropriations.

H. B. No. 28, by Committee on Appropriations, a bill for an Act entitled: "An Act making an appropriation of money for the payment of expenses of the State Board of Equalization necessary to be incurred in the performance of the duties imposed on said Board in connection with the Taxation and Equalization of property for Taxation, and the administration and enforcement of the laws with reference to taxes and licenses." Referred to Committee on Appropriations.

H. B. No. 29, by Cooney, a bill for an Act entitled: "An Act appropriating money for the purpose of enabling the State Board of Equalization to employ experts, assistants, clerks and stenographers in order to perform the duties imposed on such Board by law in connection with the Classification, Taxation and Equalization of property for taxation, and the enforcement of the Laws of the State of Montana relative to taxes and licenses." Referred to Committee on Appropriations.

H. B. No. 30, by Jones, Boorman, Troy, Haynes and Perrine, a bill for an Act entitled: "An Act to repeal Chapter 92 of the Montana Session Laws of Fourteenth Legislative Assembly, relating to the observance of Sunday." Referred to Committee on Public Morals, Charities and Reforms.

H. B. No. 31, by Judiciary Committee, a bill for an Act entitled: "An Act to amend Section 2 of Chapter 103 of the Session Laws of the Seventeenth Legislative Assembly of the State of Montana, being an Act entitled: 'An Act requiring a petition of twenty per cent of the qualified electors who are taxpayers to authorize the voting upon the issuance of any school, town, city or county bonds and providing who are entitled to vote thereon.'" Referred to Committee on Judiciary.

On motion, House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received and read from Select Committees:

Mr. Speaker:

Helena, Montana, March 19, 1921.

We, your Joint Conference Committee, having had under consideration House Bill No. 11, a bill for an Act entitled: "An Act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of producing or manufacturing cement, cement plaster, or gypsum plaster, in this state to pay to the State treasurer for engaging in and carrying on such business certain license taxes, for the exclusive use and benefit of the State of Montana; fixing the amount of such license taxes; prescribing a method for the assessment and collection thereof, and prescribing penalties for violations of the provisions of this Act." and also House Bill No. 12, a bill for an Act entitled: "An Act relating to and regulating the sale of cement, cement plaster, gypsum plaster, or other by-products of cement, within the State of Montana; requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this state of retailing, or selling at retail, said commodities or any by-products thereof, to pay to the State Treasurer for engaging in or carrying on such occupation or business, certain license taxes for the exclusive use and benefit of the State of Montana, fixing the amount of such license tax and prescribing a method for the assessment and collection thereof, and prescribing penalties for violations of this Act," beg leave to report that the Senate Joint Committee, refuses to recede from Senate amendments.

ANDERSON
GRIFFIN
LOWE, Senate.

BRASIER,
JULIAN D. RAY,
BOORMAN, House

Johnson of Deer Lodge, moved that the report of Joint Conference Committee on House Bills Nos. 11 and 12 be adopted and that a new conference committee be appointed to confer with a like committee from the Senate relative to the Senate amendments, duly seconded and carried.

The Speaker pro tem appointed a committee as follows: Swift of Treasure, Sales of Gallatin, and Spencer of Carbon.

Upon motion by Dillavou, duly seconded and carried, the House now resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Dowlin of Rosebud in chair.

House resumed.

Speaker Pro Tem in Chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your committee of the Whole, having had under consideration S. B. No. 8, respectfully report as follows: That S. B. No. 8 be concurred in.

Report adopted.

DOWLIN of Rosebud, Chairman.

THIRD READING OF SENATE BILLS.

S. B. No. 8, by Junod, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Allen, Anderson, Arnold, Austin, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Cooney, Covell, Daily, Dillavou, Dowlin (Yellowstone), Dunn, English, Fairgrieve, Faust, Felton, Gillette, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Ogden, Parsons, Peden, Provinse, Ray, Reeves, Reid, Rickard, Riggs, Rixon, Roberts, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Skulason, Smith, Snell, Spencer, Spratt, Stevens, Swift, Treloar, Troy, Wade, Wallace, Worden, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Blomquist, Brasier, Brown (Mineral), Carlson, Charters, Conser, Crumbaker, Dodds, Dowlin (Rosebud), Dunbar, Geis, Goodman, Johnson (Fergus), King, MacDonald (Flathead), Northey, O'Hara, Penewell, Perrine, Phelps, Rhoads, Rodgers, Sales, Sickler, Stoner, Warren, Wilcomb, Williams. Total 28.

On motion, House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME

The following bills were read first and second times, and referred to the following committees:

S. B. No. 10, by Committee on Finance and Claims. A bill for an Act entitled: "An Act to appropriate money for the expenses of the Supreme Court." Referred to Committee on Appropriations.

H. Res. No. 1, by Johnson of Silver Bow. A resolution conveying the esteem of the House of Representatives, of the Seventeenth Legislative Assembly in extraordinary session assembled to the Honorable Maggie Smith Hathaway of Ravalli County, peerless and fearless leader of the Minority Party therein."

The above resolution was unanimously adopted by standing vote.

The privilege of the floor at this time, was given to Mr. Silver, who thereupon in behalf of the members of the Ex-Session of the Legislative Assembly with a brief and elegant address presented the "Lady from Ravalli," a wonderful cake in commemoration of the anniversary of her birth.

The lady responded in a most able manner, expressing her great appreciation of the gift.

Upon motion of McQuarrie, duly seconded and carried, the House recessed until 2:00 P. M.

AFTERNOON SESSION.

House resumed.

Speaker Pro Tem in Chair.

Upon motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker:

March 18, 1921.

We, your Joint Conference Committee, appointed to consider House Bill No. 1, introduced by Committee on Ways and Means, being a bill for an Act entitled: "An Act requiring every person, firm, co-partnership, association, joint-stock company, syndicate and corporation engaged in or carrying on the business of producing within this state petroleum or other mineral or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this state any well or wells from which petroleum or other mineral or crude oil is produced, to pay to the State Treasurer for engaging in and carrying on such business, certain license taxes; fixing the amount of such license taxes; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act," having had the same under consideration, beg leave to report as follows:

Your committee have been unable to agree, and therefore ask to be discharged.

EDWIN S. BOOTH,
T. O. LARSON,
W. E. HARMON,

J. O. SHOEMAKER,
F. B. GILLETTE,
HERBERT DUNBAR,

Members of Senate Committee.

Members of House Committee

Upon motion of Shoemaker of Yellowstone, duly seconded and carried, the above report was adopted and a new conference Committee appointed as follows: Bergeson of Chouteau, Green of Flathead, and Lakin of Custer.

Mr. Speaker:

March 19, 1921.

We, your Joint Conference Committee, appointed to consider Senate Bill No. 5, introduced by Heren, being a Bill for an Act entitled: "An Act defining and regulating Common Carrier Pipe Lines and granting to them the right of Eminent Domain; empowering the Board of Railroad Commissioners of Montana to regulate the rates, charges and business of such Common Carrier Pipe Lines, prohibiting discrimination by said Pipe Lines and providing penalties for the violation of this Act," having had the same under consideration, beg leave to report as follows:

The House Committee agrees to recommend that the House recede from its amendment to Section 3 of said bill, which said amendment is as follows:

In line 11 of the printed bill to insert after the word "Act," the words: "The Board of Railroad Commissioners of the State of Montana, shall be vested with exclusive power and authority to administer the provisions of this Act, and as to rights of way, Boards of County Commissioners of the several counties shall not be possessed of any rights to grant the same for any of the purposes of this Act. Said Board of Railroad Commissioners shall, however, before making any order granting a right of way affecting public roads, streams, or public property, first confer with the Board of County Commissioners of the particular county or counties affected with regard to the most feasible and desirable location of such pipe lines; and upon finally fixing same shall file a copy of its order, together with a plat of the line as fixed, with the County Clerk of the County wherein the pipe line right of way is established."

And further, the House Committee agrees that the bill be concurred in, as passed by the Senate.

HEREN, BOOTH, PARKER, Members of the Senate Committee.

GEIS, NORTHEY, O'HARA, Members of the House Committee.

Report adopted.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bill was introduced, read first and second times, and referred to the Committees as follows: H. B. No. 32 by Crumbaker, Conser, Dodds, Dillavou, MacDonald of Flathead and Cavanaugh, a bill for an Act entitled: "An Act prescribing the powers and duties of the State Board of Equalization and making an appropriation for the same." Referred to Committee on Appropriations.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Judiciary, having had under consideration H. B. No. 31, a bill for an Act to amend section 2 of chapter 103 of the Session Laws of the Seventeenth Legislative Assembly of the State of Montana, being an Act entitled, An Act requiring a petition of twenty per cent of the taxpayers to authorize the voting upon the issuance of any school, town, city or county bonds and providing who are entitled to vote thereon, respectfully report as follows: That H. B. No. 31 do pass.

O'HARA, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriating money for the purpose of enabling the state board of equalization to employ experts, assistants, clerks, and stenographers in order to perform the duties imposed on such board by law in connection with the classification, taxation and equalization of property for taxation and the enforcement of the laws of the state of Montana relative to taxes and licenses, respectfully report as follows: That H. B. No. 29 do not pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Printing, to whom was referred H. B. Nos. 23, 25, 26, 21, Sub. for S. B. No. 3, beg leave to report that the same have this date been returned from the printer correctly printed.

BLOMQUIST, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration H. B. No. 26, a bill for an act entitled: "An Act authorizing and directing the borrowing of three million dollars by the State of Montana for the purpose of paying outstanding claims and accruing claims. Changes and appropriations against the general fund of the State of Montana making provisions as to the terms and conditions thereof and directing the disposition of the proceeds thereof: Providing for the repayment of the same and the interest thereon and creating for the purpose of such repayment from the moneys accruing from taxes levied for general state purposes for the years 1921 and 1922 a special fund to be known as the 'Treasury note redemption fund' and making an appropriation for such repayment; authorizing and directing the issuance of a series of treasury notes for said loan, fixing the form thereof, making an appropriation for the payment of all expenses incident to negotiation of said loan and the issuance of said notes; repealing all acts or parts of acts in conflict herewith and declaring an emergency," beg leave to report that we recommend same for passage.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration House Bill No. 27, being a bill for an act entitled: "An Act authorizing and empowering the state board of equalization to employ experts, assistants, clerks and stenographers in order to perform the duties imposed on such board by law

in connection with the classification, taxation and equalization of property for taxation and the enforcement of the laws of this state relative to taxes and licenses; prescribing their powers and duties; and making appropriations therefor." beg leave to report that we recommend same do not pass.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration House Bill No. 28, being a Bill for an Act entitled: "An Act making an appropriation of money for the payment of expenses of the state board of equalization necessary to be incurred in the performance of the duties imposed on such board in connection with the taxation, and the administration and enforcement of the laws with reference to taxes and licenses," beg leave to report that we recommend same for passage.

BUELL, Chairman.

Report adopted.

COMMUNICATIONS AND PETITIONS.

Western Union Telegram.

Glasgow, Montana, March 19, 1921.

Hon. E. T. Phelps, House of Representatives, Helena, Montana.

Letter received we stand unqualifiedly behind Governor Dixon and his program and trust our delegation will give him all possible support.

WEDUM,
ARNOT,
CHRISTENSEN,
LEWIS,
HURLY,
MARIS,
LEWIS,
BEHNER,
HALL.

MOTIONS AND RESOLUTIONS.

I move that no person, except members of the enrolling committee, and employees thereof be permitted in the enrolling room while bills are being enrolled, and that the enrolling clerk be instructed to keep the door to the enrolling room locked while bills are being enrolled, Dillavou. Duly seconded and carried.

Upon motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bill was introduced, read first and second times, and referred to the Committee as follows:

H. B. No. 33, by Committee on Appropriations, a bill for an Act entitled: "An Act to appropriate money for the expenses of the Supreme Court Commission." Referred to Committee on Appropriations.

On motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration H. Substitute Senate Bill No. 3, being a bill for an Act entitled: "An Act to amend sections 2, 3, 21 and 23 of chapter 85 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, being 'An Act creating the office of investment commissioner and giving such official certain powers in relation to investment companies and stock brokers for the protection of investors including the power to license the sale by such companies and stock brokers to

the public of securities; defining investment companies and regulating or providing for the regulation of the promotion, organization and operation thereof, providing for the inspection and investigation of property, books, papers, business methods, and affairs of any investment company whose securities shall be offered for sale to the public; defining stock brokers and providing for the regulation of their business as such; and providing penalties for the violation of this act; and repealing paragraph 3 of section 1 of said act," beg leave to report that we recommend same for passage.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration H. B. No. 33, being a bill for an Act entitled: "An Act to appropriate money for the expenses of the Supreme Court Commission," beg leave to report that we recommend same for passage.

BUELL Chairman.

Report adopted.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE.

March 19, 1921.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures: H. B. No. 9, relating to and regulating the sale of coal within the State of Montana.

H. B. No. 15—Deficiency appropriation for various state departments.

JOS. M. DIXON, Governor.

Upon motion of McQuarrie, duly seconded and carried, the House recessed until 3:00 P. M.

Upon motion House reverted to Order of Business No. 1.

COMMUNICATIONS AND PETITIONS.

The following communication was received and read in the House:

To the Seventeenth Legislative Assembly of Montana in Special Session Assembled:

The Montana Wool Growers' Association respectfully petitions your Honorable Body that you favorably consider and pass what is known as the "Truth in Fabric Law" should the same be presented to you for your consideration, by His Excellency, the Governor; that with this added accomplishment on your part, this organization will deem that you have fulfilled all duties required of you and have passed all legislation needed at this time, and will so far as it is concerned, not seek to hold you further from your other civic and business duties.

Respectfully,

MONTANA WOOL GROWERS' ASSOCIATION.

By E. O. SELWAY, Chairman.

To propose by Initiative Petition a law requiring the labeling of all cloth, fabric, garments or articles of apparel sold or offered for sale in this state which contain wool, or purport to contain wool; to provide penalties for the violation of this law and to repeal all acts and parts of acts in conflict therewith.

Be it enacted by the people of Montana.

Section 1. Every person, firm or corporation selling or offering for sale in this state any cloth, fabric, garment or article of apparel, containing wool, as herein defined, or purporting to contain wool shall place, or cause to be placed, thereon a conspicuous label in one of the three following forms:

1. All virgin wool.
2. Not less than———per cent virgin wool.
3. No virgin wool.

Virgin wool, as herein defined, is wool which previous to its use in the labeled article never has formed any part of any cloth, fabric, garment or article of apparel. In the event that any article is labeled in such form indicating as No. "2" above, the blank in such form shall be filled in with the true per-

centage of virgin wool as nearly as can be ascertained. Provided, however, that in labeling any garment or article of apparel which contains lining, facing or trimming, the label shall not be taken to refer and shall not refer to the lining or facing or trimming or the percentage or percentages of wool contained therein.

Section 2. Any cloth, fabric, garment or article of apparel in the hands of any person, firm or corporation in the State of Montana at the date this act takes effect, may be labeled with the words "on hand prior to act" in lieu of the label required and provided for in section 1 of this act.

Section 3. Any firm, person or corporation who shall violate any part of this act or who shall be label state that the labeled article contains a greater percentage of virgin wool than it does contain shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than twenty-five dollars (\$25.00) nor more than three hundred dollars (\$300.00).

Section 4. This act shall take effect and be in force one hundred and twenty days from and after its passage and approval.

Section 5. All acts and parts of acts in conflict herewith are hereby repealed.

Upon motion of Dillavou, duly seconded and carried, the House now resolved itself into a Committee of the Whole for the consideration of General Orders, all bills to be read by title and section number only and open to amendment, except upon demand of any one member that they be read at length.

GENERAL ORDERS.

Daily in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker:

We, your Committee of the Whole, having had under consideration business on General Orders, respectfully report as follows:

That H. B. No. 25 do pass.

That H. B. No. 23 do pass.

That H. Sub. for S. B. No. 3 do pass as amended. Amend section 2 by adding to sub-section (b) the words: "or personal property." Amend section 2 by inserting in line 8 after the words "school district" the words "Irrigation District."

Add a new section to be known as "section 6." to read as follows: Amend section 6 by striking it out.

"Section 6. That a new section to be known as section 13-a, be added to chapter 85 of the Laws of the 13th Legislative Assembly of the State of Montana to read as follows:

Section 13-a. No person or company shall for the purpose of organizing or promoting any company, or of assisting in the flotation of its stock after organization dispose of or offer to dispose, within this State, of any such stock; unless the contract of subscription or disposal of said company shall be in writing, and contain a provision substantially in the following language:

"No sum shall be used for commission, promotion and organization expenses on account of any share of stock in this company in excess of _____ per cent of the amount actually paid upon separate subscriptions, or, in lieu thereof, there may be inserted, '\$_____' per share from every fully paid subscription' and the remainder of such payments shall be invested as authorized by law governing such company and held by the organizers (or trustees as the case may be) and the directors and officers of such company after organization, as bailees for the subscriber, to be used only in the conduct of the business of such company after having been licensed and authorized therefor by proper authority."

The amount of such commission and organization expenses in the case of the company or organization shall in no instances exceed twenty-five per cent of the amount actually received upon the subscription.

Amend title by inserting in third line from end, after the word "such" the words "and adding a new section to be renumbered section 13A."

Sub. H. B. No. 19, referred to Committee on Appropriations. H. B. No. 24 do pass.

Report adopted.

DAILY, Chairman.

On motion House reverted to Order of Business No. 1.

COMMUNICATIONS AND PETITIONS.

March 19, 1921.

To the Speaker, House of Representatives, Helena, Montana.

I have this day deposited with the Secretary of State House Bill No. 5, "An Act to appropriate money for the mileage and per diem of the members of the Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session," with my approval save and except in the following particular:

I have disapproved Section 2 of said House Bill No. 5, which said section reads as follows:

"Section 2. That the sum of ten thousand dollars (\$10,000.00) or so much thereof as may be necessary, be and the same is hereby appropriated out of the money in the State Treasury not otherwise appropriated, for the payment of the mileage of the members of the Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session.

The proclamation calling the Legislative Assembly in special session was issued and published before the regular session had finally adjourned.

Under the circumstances no member of the Assembly had to incur any possible expense for mileage for the special session.

The special session was convened on the adjournment of the regular session in order that there would be no occasion for incurring the expense of mileage. In the circumstances I can conceive of no valid reason, either in law or morals, why the State should bear this added cost. Therefore I have withheld my approval from the item of \$10,000 for mileage as set forth in section 2 of House Bill No. 5.

JOS. M. DIXON, Governor.

H. B. No. 5, having failed to receive the necessary two-thirds vote, failed of passage over the Governor's veto by the following roll call:

Ayes: Allen, Austin, Brooks, Brown (Mineral), Charters, Dunn, English, Geis, Goodman, Johnson (Deer Lodge), Kemp, McDonald (Silver Bow), McQuarrie, Penewell, Roberts, Rodgers, Rouleau, Skulason, Spratt, Stoner, Treloar, Wallace, Worden. Total 23.

Noes: Arnold, Beley, Bell, Bergeson, Black, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Fairgrieve, Faust, Felton, Gillette, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hunter, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Peden, Perrine, Phelps, Provinse, Ray, Reid, Riggs, Rixon, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Snell, Spencer, Stevens, Swift, Troy, Wade, Williams. Total 64.

Absent and not voting: Anderson, Berglin, Blomquist, Bohling, Carlson, Dowlin (Rosebud), Hills, Johnson (Fergus), Johnson (Silver Bow), Jones, King, Reeves, Rhoads, Rickard, Scharnikow, Sickler, Silver, Warren, Wilcomb, Mr. Speaker. Total 20.

REPORTS OF STANDING COMMITTEES.

The following reports were received from standing committees:

Mr. Speaker:

We, your committee on Appropriations, having had under consideration Sub. H. B. No. 19, relating to the license tax on certain corporations, beg leave to report that we recommend same for passage.

BUELL, Chairman.

Report adopted.

Mr. Speaker:

We, your Committee on Appropriations, having had under consideration H. B. No. 32, being a bill for an Act entitled: "A bill for an Act prescribing the powers and duties of the State Board of Equalization and making an appropriation for the same," beg leave to report that we recommend same for passage.

Report adopted.

BUELL, Chairman.

Upon motion by Dillavou, duly seconded and carried, H. B. Nos. 25, 23, 11, Sub. for Senate Bill No. 3, 19 and 24 were placed on Third Reading.

INTRODUCTION OF BILLS AND MEMORIALS AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to the committees as follows:

H. B. No. 34 by Committee on Ways and Means, a bill for an Act entitled: "An Act authorizing and directing the borrowing of three million dollars by the State of Montana for the purpose of paying outstanding claims and accruing claims, charges and appropriations against the general fund of the State of Montana, making provisions as to the terms and conditions thereof and directing the disposition of the proceeds thereof; providing for the repayment of the same and the interest thereon and creating, for the purpose of such repayment from the moneys accruing from taxes levied for general State purposes for the years 1921 and 1922, a special fund to be known as the 'Treasury note redemption fund,' and making an appropriation for such repayment; authorizing and directing the issuance of a series of Treasury notes for said loan, fixing the form thereof, making an appropriation for the payment of all expenses incident to negotiations of said loan and the issuance of said notes; repealing all acts or parts of Acts in conflict herewith, and declaring an emergency." Referred to Committee on Appropriations.

S. B. No. 11, by Greenup, a bill for an Act entitled: "An Act for the submission to the qualified electors of the State of Montana of an amendment to Section 15 of Article twelve of the Constitution of the State of Montana as amended, creating County Boards of Equalization and a State Board of Equalization, and defining and prescribing their powers and duties." Referred to Committee on Constitutional Amendments.

The Speaker Pro Tem gave notice and signed in open session the following bills:

H. B. No. 18.

H. B. No. 20.

H. B. No. 22.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the House adjourned until 10:00 A. M. Monday, March 21, 1921.

Attest:

R. H. WIEDMAN, Chief Clerk.

FRED L. GIBSON,

Speaker.

SEVENTEENTH DAY

House of Representatives, March 21, 1921.

House met at 10:00 o'clock A. M. pursuant to adjournment.

Speaker Pro Tem in chair.

Prayer by Chaplain.

Roll called and all present except Peden, Anderson, King, Silver, Blomquist (excused).

The Committee on the Journal reported as follows:

Mr. Speaker:

We, your Committee on the Journal, have this day examined the Journal for the Fifteenth Legislative Day, and have found the same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and upon motion of Johnson of Deer Lodge, duly seconded and carried, the Communications from the Senate were considered as read at length.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Edwards, duly seconded and carried, the Senate reconsidered its action of this date whereby consideration of H. B. No. 14 was indefinitely postponed.

Upon motion of Senator Lewis, duly seconded and carried, the Senate requests a return of H. B. No. 14 for further consideration.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 32, a bill for an Act entitled: "An Act prescribing the powers and duties of the state board of equalization, and making an appropriation for the same," was this day introduced in the Senate, and on objection raised on the grounds that the joint rules of the House and Senate prohibited its introduction, which the President of the Senate sustained and the Secretary was instructed to return the bill to the House, and the same is herewith returned.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Judiciary to whom was referred the reports of the Special Committee appointed by the Seventeenth Legislative Assembly in regular session, to investigate the State Highway Commission, having had these reports under consideration, beg leave to recommend that the reports, together with all documents and papers, be by the secretary of the Senate transmitted to the State Board of Examiners, with the request that the State Board of Examiners deliver the same to the new Highway Commission, when organized, for their information and consideration.

The above report was adopted:

Joint Conference Committee appointed to consider House Bill No. 1, "An Act requiring every person, firm, co-partnership, association, joint stock company, syndicate and corporation engaged in or carrying on the business of producing within the State petroleum or other mineral or crude oil, or engaged in or carrying on the business of owning, controlling, etc.," report as follows:

That the Senate recede from the Committee of the Whole amendment to House Bill No. 1 which amends Section 2 by striking out in lines 7 and 8 the words and figures three per centum (3%) and inserting in lieu thereof the words and figures one per centum (1%) and recommend that said Section 2 be amended by striking out in lines 7 and 8 of printed bill the words and figures three per centum (3%) and inserting in lieu thereof the following: one per centum (1%) for the year 1921 and two per centum (2%) for the year 1922, and each year thereafter. That the Senate recede from its amendments to Section 11, line 4, Section 12, line 7, Section 12, line 16, and that as amended be concurred in.

Upon motion, further consideration indefinitely postponed.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 19, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Majority of the Judiciary Committee reported House Bill No. 17, by Felton, "An Act providing for the disposition and use of moneys derived from bonuses, royalties, and rentals paid into the Treasury of the United States on account of permits or leases granted by the United States as provided by the Act of Congress of February 25, 1920 (Public No. 46) and paid by the Secretary of the Treasury of the United States to the State of Montana," recommend that the original recommendation of this committee be adopted.

Minority of Committee on Judiciary reported House Bill No. 17, by Felton, "An Act providing for the disposition and use of moneys derived from bonuses, royalties and rentals paid in to the Treasury of the United States on account of permits or leases granted by the United States, etc.," recommend that the amendment to House Bill No. 17, adopted by the Committee of the Whole of the House, be stricken out, and that said bill be further amended by inserting in line 16 of the original bill, after the word "deposited" "by the State Treasurer to the several counties of the State in proportion to the total number of teaching positions in which teachers were employed for a period of at least six months during the preceding calendar year in each county in all of the public schools of the county, as shown by the statements and certificates of the county superintendent of schools of the several counties filed with the State Treasurer, and said State Treasurer must, at the time of making such appointments, notify the county superintendent of schools of each county of the amount of such fund which has been apportioned and distributed to his respective county, within ten days after receiving such notice each county superintendent of schools must apportion such amount in the following manner, to-wit: "Sixty per centum (60%) thereof shall be apportioned to each school district, district high school and county high school in proportion to the total number of teaching positions in which teachers were employed for a period of not less than six months during the last calendar year, for which the statement and certificate was last made and filed with the State Treasurer by such county superintendent, in each such school district, district high school and county high school; thirty-five per centum (35%) thereof shall be apportioned to each school district, district high school and county high school in proportion to the aggregate number of days attendance of all pupils who attended for a period of not less than six weeks during the aforesaid calendar year in each and every school district, district high school and county high school; and five per centum (5%) thereof to be apportioned to each district high school and county high school in proportion to the aggregate number of years accredited high school work of each district high school and county high school during the last preceding calendar year aforesaid, in each such district high school and county high school. Immediately after making such apportionment the county superintendent of schools must file with the county treasurer a statement and certificate showing the total amount apportioned to each school district, district high school and county high school and the county treasurer must, immediately after receiving such statement and certificate deposit to the credit of each district school, district high and county high school fund the amount to which each is entitled as shown by such statement and certificate."

Further amend by striking out in lines 16 and 17 the following words "to the credit of the General School Fund of the State."

Add a new section to be known as Section 2, to read as follows:

"Section 2. The County Superintendent of Schools of each county in the State must, between the 15th day of April and the 1st day of May in each year, make and file with the State Treasurer a statement and certificate showing the total number of teaching positions in which teachers were employed for a period of at least six months during the calendar year ending December 31st immediately preceding, in all of the public schools in such county, including kindergarten, primary, grade, district high and county high schools; provided, however, that if during such calendar year, or thereafter and before the making of such statement and certificate, any portion of a county has been detached from such county and attached to another county, or has been detached from such county

and attached to another county, or has been detached from such county and included in a new county, the number of such teaching positions within that portion of such county, so detached shall not be included in the statement and certificate of the county superintendent of schools of such county, but the same shall be included in the statement and certificate of the county superintendent of schools of the county to which the portion of such county has been attached, or in the statement and certificate of the county superintendent of schools of the new county.

Renumber Section 2, to read Section 3, and as so amended, a Minority of your Committee recommend that said bill be concurred in.

The Minority report was thereupon adopted.

Committee on Judiciary reported S. J. R. No. 2, by Special Investigating Committee, recommend that said Resolution do pass.

Committee on Printing reports Senate Bills Nos. 10 and 11 correctly printed.

Committee on Finance and Claims reported H. B. No. 14, "An Act providing for the making of necessary repairs in, upon and about the State Capitol Buildings, and for the insuring of the same and the contents thereof against loss or damage by fire, and making an appropriation therefor", recommend that the same be amended as follows. In line 1, Section 1, by striking out the words and figures following: "Seventy-five Thousand Dollars (\$75,000.00)" and inserting in lieu thereof the words and figures: "Thirty Thousand Dollars (\$30,000.00)"; in Section 1, line 8, by striking out the following words: "in such an amount or amounts as the said State Board of Examiners may deem necessary and proper", and inserting in lieu thereof the following: "And for an insurance upon the State Capitol Building and its contents in the sum of Five Hundred Thousand Dollars (\$500,000.00)", and as amended that the same be concurred in.

Also H. B. No. 16, "An Act appropriating money for the payment of deficiency claims for the expenses incurred in carrying out the provisions of House Bill No. 16 of the Fifteenth Legislative Assembly providing for the issuance and sale of bonds to acquire funds for the building of a terminal elevator at Great Falls, Montana, and of House Bill No. 304 of the Sixteenth Legislative Assembly of the State of Montana," recommend that the same be concurred in.

Also H. B. No. 22, "An Act repealing Sections 6217, 6218, 8065 and 8066 of the Revised Codes of Montana of 1907, defining legal holidays and business days", recommend that same be concurred in.

The above reports were adopted.

Joint Conference Committee appointed to consider S. B. No. 5, by Heren, "An Act defining and regulating Common Carrier Pipe Lines and granting to them the right of eminent domain; empowering the Board of Railroad Commissioners of Montana to regulate the rates, charges and business of such Common Carrier Pipe Lines, prohibiting discrimination by said Pipe Lines and providing penalties for the violation of this Act," report as follows:

The House Committee agrees to recommend that the House recede from its amendment to Section 3 of said Bill, which said amendment is as follows: In line 11 of the printed bill to insert after the word "Act" the words: "The Board of Railroad Commissioners of the State of Montana, shall be vested with exclusive power and authority to administer the provisions of this Act, and as to rights of way, Boards of County Commissioners of the several counties shall not be possessed of any rights to grant the same for any of the purposes of this Act. Said Board of Railroad Commissioners shall, however, before making any order granting a right of way affecting public roads, streams, or public property, first confer with the Board of County Commissioners of the particular county or counties affected with regard to the most feasible and desirable location of such pipe lines; and upon finally fixing same shall file a copy of its order, together with a plat of the line as fixed, with the County Clerk of the County wherein the pipe line right of way is established."

And further the House Committee agrees that the bill be concurred in, as passed by the Senate.

HEREN.

BOOTH.

PARKER, Senate Committee.

GEIS.

O'HARA.

NORTHEY, House Committee.

Upon motion of Senator Heren, duly seconded and carried, the foregoing report was adopted.

Majority of the Committee on Judiciary reported S. B. No. 13, by Haaland, "An Act to amend Subdivision 13 of Chapter 1 of Chapter 48 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, 'An Act prescribing the powers and duties of the State Board of Equalization and repealing Sections 2584 to 2592, inclusive, of the Revised Codes of Montana of 1907', recommend that said bill do not pass.

Minority of the Committee on Judiciary reported S. B. No. 13, by Haaland, "An Act to amend Subdivision 13 of Chapter 1 of Chapter 48 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, 'An Act prescribing the powers and duties of the State Board of Equalization and repealing Sections 2584 and 2592, inclusive, of the Revised Codes of Montana of 1907,' recommend that Sub. for S. B. No. 13, by Minority of Judiciary Committee, "An Act to amend Section 1 of Chapter 48 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, 'An Act prescribing the powers and duties of the State Board of Equalization and repealing Sections 2584 to 2592, inclusive, of the Revised Codes of Montana of 1907', be substituted therefor, and that said substitute bill do pass.

Upon motion of Senator Haaland, duly seconded and carried, Senate Bill No. 13, was re-referred to the Committee on Judiciary.

Joint Conference Committee appointed to consider H. B. No. 1, by Committee on Ways and Means, "An Act requiring every person, firm, co-partnership, association, joint-stock company, syndicate and corporation engaged in or carrying on the business of producing within the State petroleum or other mineral or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this State any well or wells from which petroleum or other mineral or crude oil is produced, to pay to the State Treasurer for engaging in and carrying on such business, certain license taxes; etc.", report as follows: Committee have been unable to agree and therefore ask to be discharged.

BOOTH,

LARSON,

HARMON, Senate Committee.

SHOEMAKER,

GILLETTE,

DUNBAR, House Committee.

The above report adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 19, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred Business on General File, respectfully report as follows:

S. B. No. 11 and recommend that same do pass.

H. B. No. 2 and recommend that same be concurred in as amended.

H. B. No. 14 and recommend that same be concurred in as amended.

H. B. No. 16 and recommend that same be concurred in.

H. B. No. 22 and recommend that same be concurred in.

H. B. No. 17 and recommend that same be concurred in.

T. P. STEWART, Chairman.

The above report was adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 19, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that at 3:30 P. M. the Senate adjourned to meet Monday, March 21st, 1921, at 10 o'clock A. M.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 19, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were read third time and passed, title agreed to and the same are herewith transmitted to the House for concurrence: Senate Bill No. 11.

The following bills were read third time and concurred in, title agreed to and the same are herewith returned to the House: House Bills No. 22 and 16.

The following Bills were read third time and concurred in, as amended, title agreed to and the same are herewith transmitted to the House for concurrence in Senate amendments: House Bills No. 2, 17 and 14.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 19, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second time and referred to Committees designated:

Senate Bill No. 12, by Donlan, "An Act appropriating money for the purpose of enabling the State Board of Equalization to employ experts, assistants, clerks and stenographers in order to perform the duties imposed on such board by law in connection with the classification, taxation and equalization of property for taxation, and the enforcement of the laws of the State of Montana, relative to taxes and licenses." Referred to Committee on Finance and Claims.

Senate Bill No. 13, by Haaland, "An Act to amend sub-division 13 of section 1 of chapter 48 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, being an Act entitled: 'An Act prescribing the powers and duties of the State Board of Equalization and repealing sections 2584 to 2592, inclusive, of the Revised Codes of Montana of 1907.'" Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 19, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Judiciary reported Senate Bill No. 11, by Greenup, "An Act for the submission to the qualified electors of the State of Montana, of an amendment to section fifteen of article 12 of the constitution of the State of Montana, as amended; creating county boards of equalization, and a state board of equalization, and defining and prescribing their powers and duties," recommending that same do pass.

The above report was adopted.

Committee on Finance and Claims reported Senate Bill No. 12, by Donlan, "An Act appropriating money for the purpose of enabling the state board of equalization to employ experts, assistants, clerks and stenographers in order to perform the duties imposed on such board by law in connection with the classification, taxation and equalization of property for taxation, and the enforcement of the laws of the State of Montana relative to taxes and licenses," recommending that same do pass.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 19, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session the following bills: House Bills No. 9, 15, and 5.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 19, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File, respectfully report as follows:

S. B. No. 7 and recommend that same be amended as follows: Amend section 1 by adding after the word "act" in line 1 the words "or in any other law of the state relating to intoxicating liquors."

Amend section 5 by striking out in line 5 the word "canitorium," and inserting in lieu thereof the word "sanitorium."

Amend section 7 by striking out in line 5 the words "Attorney General" and inserting in lieu thereof the words "secretary of state."

Amend section 19 by striking out in line 7 the words "or both."

Amend section 32 by striking out in line 4 after the word "act" the period and inserting in lieu thereof a semi-colon and the word "but."

Amend section 38 by striking out in line 2 the word "four" and inserting in lieu thereof the word "six."

Strike out section 39 and insert in lieu thereof the following:

"Section 39. That chapter 39 of the Laws of the Fourteenth Legislative Assembly; chapter 175 of the laws of the Fifteenth Legislative Assembly, and sections 2, 6, 15, 22, 23, 24, 25, 26, 28, 30, 31, 32, 35, 36, and 38 of chapter 143 of the Laws of the Fifteenth Legislative Assembly, chapter 53 of the laws of the Twelfth Legislative Assembly, Chapter 130 of the Laws of the Fifteenth Legislative Assembly, chapter 164 and 182 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and all acts and parts of acts in conflict herewith, are hereby repealed, provided, however, that except as herein otherwise specified, this act shall be construed as supplemental to and a part of all laws of this state relating to intoxicating liquors."

Amend the title of Senate Bill No. 7 by inserting after the word "act" in the last line the following: "And repealing chapter 39 of the laws of the Fourteenth Legislative Assembly, chapter 175 of the Laws of the Fifteenth Legislative Assembly, and Sections 2, 6, 15, 22, 23, 24, 25, 26, 28, 29, 31, 32, 35, 36, and 38 of chapter 143 of the laws of the Fifteenth Legislative Assembly, chapter 53 of the Laws of the Twelfth Legislative Assembly, chapters 164 and 182 of the Laws of the Sixteenth Legislative Assembly, chapters 164 and 182 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and all acts and parts of acts in conflict with this act," and as amended recommend that same do pass.

House Bill No. 2 and recommend that same be made a special order of business after recess this afternoon.

H. B. No. 17 and recommend that same be re-referred to Judiciary Committee.

H. B. No. 18 and recommend that same be concurred in.

H. B. No. 20 and recommend that same be concurred in.

CONNELLY, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bill was read third time and passed, title agreed to and the same is herewith transmitted to the House for concurrence: Senate Bill No. 7.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Bill was read third time and passed, title agreed to and the same is herewith transmitted to the House for concurrence: Senate Bill No. 12.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Engrossed Bills reported S. B. No. 7 as correctly engrossed.

The above report was adopted.

Joint Conference Committee appointed to consider H. B. No. 11, by Committee on Ways and Means, "An Act requiring every person, firm, association, joint stock company and corporation, engaging in or carrying on the business of producing or manufacturing cement, cement plaster, or gypsum plaster, in this State to pay to the State Treasurer, for engaging in and carrying on such business, certain license taxes for the exclusive use and benefit of the State of Montana, etc.," and also to consider H. B. No. 12, by Committee on Ways and Means, "An Act relating to and regulating the sale of cement, cement plaster, gypsum plaster or other by-products of cement, within the State of Montana; requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this state of retailing, or selling at retail, said commodities or any by-products thereof, to pay to the state treasurer for engaging in or carrying on such occupation or business, certain license taxes for the exclusive use and benefit of the State of Montana, etc.," beg leave to report as follows: That your Committee have been unable to agree and therefore ask to be discharged.

SALES, Chairman House Committee.

CONE, Chairman Senate Committee.

The above report was adopted by roll call.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File, respectfully report as follows: Senate Bill No. 12 and recommend that same do pass.

GREENUP, Chairman.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File respectfully report as follows:

S. B. No. 7 and recommend that same be amended as follows: Amend section 6 by adding thereto at the end of the section, the words "provided, nothing herewith contained shall be construed as authorizing the issuance of a permit to prescribe, sell, or transport beer, any malt beverage containing more than one-half of one per centum of alcohol by volume but the transportation, sale, prescription or use of any beer or malt beverage containing more than one-half

of one per centum of alcohol by volume is hereby expressly forbidden," and as amended recommend that same do pass.

BURGESS, Chairman.

The above report was adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following bill was introduced, read first and second time and further consideration dispensed with, on motion:

Senate Bill No. 14, by Minority of Judiciary Committee, "An Act to amend chapter 48 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, entitled: 'An Act prescribing the powers and duties of the state board of equalization and repealing sections 2584 to 2592 inclusive, of the Revised Codes of Montana of 1907.'"

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that upon motion of Senator Edwards, duly seconded and carried, the Senate indefinitely postponed any further action on House Bill No. 2.

Upon motion of Senator Donlan, duly seconded and carried, the Senate indefinitely postponed any further action on House Bill No. 14.

That the President gave notice and signed in open session the following bills: House Bills No. 16, 18, 20, and 22.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Standing Committee reported as follows:

Committee on Finance and Claims reported S. B. No. 12, by Donlan, "An Act appropriating money for the purpose of enabling the state board of equalization to employ experts, assistants, clerks and stenographers in order to perform the duties imposed on such Board by law in connection with the classification, taxation and equalization of property for taxation, and the laws of the State of Montana relative to taxes and licenses," recommend that it do pass.

Committee on Printing reported Senate Bill No. 13 correctly printed.

The above reports were adopted.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that a communication was this day received from the Governor calling attention to House Bill No. 26 that became a law at the regular session of the Seventeenth Legislative Assembly, having for its purpose the extension of the terms of office of the Commissioners of Irrigation, was so drawn as to continue in office certain commissioners, elected last year, for a further period of three years, or it has been construed to that effect; and, being doubtful of the propriety of extending the terms of office of any official beyond the time provided by law, and urged that the necessary remedial legislation be enacted before adjournment.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that Senate Joint Resolution No. 12 was read third time and passed, title agreed to and the same is herewith transmitted to the House for its concurrence.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President as a Conference Committee to act with a like Committee from the House to consider House Bill No. 17, appointed the following: Senators Leuthold, Larson and Heren.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

March 21, 1921.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole, to whom was referred business on General File respectfully report as follows: S. J. R. No. 2 and recommend that same do pass.

BURLINGAME, Chairman.

The above report was adopted.

The Standing Committee reported as follows: S. J. R. No. 2 reported correctly printed by printing committee.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 21, 1921.

I am directed by the Senate to inform your Honorable Body that the following bills were introduced, read first and second time and referred to Committees designated:

House Bill No. 23, by Appropriations Committee: "An Act appropriating money for the maintenance of the State Law Library and the Legislative Reference Bureau in connection therewith for the periods designated, beginning March 1, 1921, and ending June 30th, 1923." Referred to Committee on Judiciary.

House Bill No. 24, by Committee on Revenue and Taxation, "An Act to amend Sections 1 and 2 of Chapter 51 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, providing for the classification of taxable property in this state for the purpose of taxation, and providing the percentage of the true and full value of each class which shall be taken and used as the basis for the impositions of the tax thereon." Referred to Finance and Claims Committee.

House Substitute for S. B. No. 3, by Judiciary Committee, "An Act to amend sections 2, 3, 21 and 23 of chapter 85 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, being, 'An Act creating the office of investment commissioner, and giving such official certain powers in relation to investment companies and stock brokers for the protection of investors, including the power to license the sale by such companies and stockbrokers to the public of securities; defining investment companies, and regulating or providing for the regulation of the promotion, organization and operation thereof; providing for the inspection and investigation of property, books, papers, business methods and affairs of any investment company whose securities shall be offered for sale to the public; defining stock brokers and providing for the regulation of their business and adding a new section to be numbered 13-Z and providing penalties for the violation of this act; and repealing paragraph 3 of section 1 of said act.'" Referred to Committee on Judiciary.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that at 5:30 o'clock the Senate adjourned to meet Tuesday, March 22nd, 1921, at 10 o'clock A. M.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

The following communication was received and read in the House:

Cut Bank, Montana, March 19, 1921.

Believing that he is right in principle and that he represents the majority sentiment in Glacier county in his support of the tax measures and other legislation, advocated by Governor Jos. M. Dixon, we, the undersigned residents and taxpayers of Glacier county indorse the stand of our Representative in the house, Hon. Jas. A. Perrine and tender him our unqualified support:

Signed by M. H. WORDEN, of Cutbank, Montana,
and thirty-five others.

REPORTS OF STANDING COMMITTEES.

The following report was received from Standing Committee:

Mr. Speaker: We, your Committee on Constitutional Amendments having had under consideration S. B. No. 11, a Bill for an Act entitled: "An Act for the submission to the Qualified Electors of the State of Montana of an Amendment to Section Fifteen of Article XIII of the Constitution to the State of Montana, as amended, creating County Boards of Equalization, and a State Board of Equalization, and defining and prescribing their powers and duties", respectfully report as follows: That S. B. No. 11 be concurred in by the House.

Report adopted.

ENGLISH, Chairman.

Upon motion House reverted to Order of Business No. 3,

REPORTS OF SELECT COMMITTEES.

The following report was received from Select Committee:

Mr. Speaker: We, your Joint Conference Committee, appointed to consider House Bill No. 11, introduced by Committee on Ways and Means, being a Bill for an Act entitled: "An Act requiring every person, firm, association, joint-stock company and corporation engaged in or carrying on the business of producing or manufacturing cement, cement plaster, or gypsum plaster, in this State to pay to the State Treasurer for engaging in and carrying on such business, certain license taxes for the exclusive use and benefit of the State of Montana; fixing the amount of such license taxes; prescribing penalties for violations of the provisions of this Act", and also to consider House Bill No. 12, introduced by Committee on Ways and Means, being a Bill for an Act entitled: "An Act relating to and regulating the sale of cement, cement plaster, gypsum plaster, or other by-products of cement, within the State of Montana requiring all persons, firms, associations and corporations engaging in or carrying on the occupation or business in this State of retailing, or selling at retail, said commodities or any by-products thereof, to pay to the State Treasurer for engaging in or carrying on such occupation or business, certain license taxes for the exclusive use and benefit of the State of Montana; fixing the amount of such license tax and prescribing a method for the assessment and collection thereof, and prescribing penalties for violations of this Act", having had the same under consideration, beg leave to report as follows: That your committee have been unable to agree, and therefore ask to be discharged.

SALES, Chairman of House Committee.

CONE, Chairman of Senate Committee.

Sales moved that the report of the Joint Conference Committee on House Bills Nos. 11 and 12 be adopted, the committee discharged and a new committee be appointed, carried.

The Speaker Pro Tem appointed Fairgrieve, McQuarrie and Jones as a new Conference Committee on H. B. Nos. 11 and 12.

Upon motion, by O'Hara, Sub. H. B. No. 19 was taken from General Orders and referred to the Committee on Judiciary.

Upon motion, by Cavanaugh, H. B. No. 25 was taken from Third Reading and placed on General Orders.

Upon motion, by O'Hara, the House refused to concur in Senate Amendments to H. B. No. 2, and a conference committee was appointed to confer with a like committee from the Senate relative to said amendments, as follows: O'Hara, Arnold and Conser.

The Speaker Pro Tem gave notice and signed in open session the following bill: H. B. No. 16, by Committee on Appropriations.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Appropriations having had under consideration H. B. No. 34, being a Bill for an Act entitled: "An Act authorizing and directing the borrowing of three million dollars by the State of Montana for the purpose of paying outstanding claims and accruing claims, charges and appropriations against the General Fund of the State of Montana, making provisions as to the terms and conditions thereof, and directing the disposition of the proceeds thereof; providing for the repayment of same and the interest thereon and creating for the purpose of such repayment from the moneys accruing from taxes levied for General State purposes for the years 1921 and 1922, a special fund to be known as the "Treasury Note Redemption Fund" and making an appropriation for such repayment; authorizing and directing the issuance of a series of Treasury Notes for said loan, fixing the form thereof, making an appropriation for the payment of all expenses incident to negotiation of said loan and the issuance of said notes; repealing all Acts and parts of Acts in conflict herewith and declaring an emergency," beg leave to report that we recommend same for passage.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 30, 31, 32, 33, 34, 35, 36, 37, 28, beg leave to report that the same have this date been returned from the printer correctly printed.

Report adopted.

BLOMQUIST, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to the committees as follows:

H. B. No. 35, by Committee on Appropriations, a Bill for an Act entitled:

"An Act appropriating money for the payment of per diem of officers and attachées of the Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session." Referred to Committee on Appropriations.

H. B. No. 36, by Committee on Appropriations, a Bill for an Act entitled:

"An Act to appropriate money for the maintenance of the State Tuberculosis Sanitarium for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Appropriations.

THIRD READING OF HOUSE BILLS.

H. B. No. 23, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Arnold, Beley, Bell, Bergeson, Berglin, Black, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Crumbaker, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Kundsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Reeves, Rickard, Rigs, Rixon, Roberts, Sales, Sandy, Scharnikow, Scofield, Shaemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total, 80.

Noes: None.

Absent and not voting: Anderson, Austin, Blomquist, Bohling, Brasier, Brown (Mineral), Carlson, Charters, Covell, Daily, Dillavou, Dunn, English, Johnson (Fergus), King, Peden, Ray, Reid, Rhoads, Rodgers, Rouleau, Sickler, Silver, Snell, Stevens, Warren, Mr. Speaker. Total, 27.

H. B. No. 24, by Committee on Revenue and Taxation, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Arnold, Beley, Bell, Bergeson, Berglin, Black, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Conser, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Jones, Kemp, Kenyon, King, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Parsons, Perrine, Phelps, Reeves, Rickard, Riggs, Rixon, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Spencer, Swift, Troy, Wilcomb. Total, 61.

Noes: Allen, Cooney, Goodland, Johnson (Deer Lodge), Johnson (Silver Bow), McQuarie, O'Hara, Penewell, Provinse, Roberts, Scharnikow, Skulason, Smith, Stevens, Stoner, Treloar, Wade, Wallace, Worden. Total, 19.

Absent and not voting: Anderson, Austin, Blomquist, Bohling, Brasier, Brown (Mineral), Carlson, Charters, Covell, Dunn, Hathaway, Johnson (Fergus), Knudsvig, Ogden, Peden, Ray, Reid, Rhoads, Rodgers, Rouleau, Sickler, Silver, Snell, Spratt, Warren, Williams, Mr. Speaker. Total, 27.

Upon motion by Dillavou, duly seconded and carried, the House refused to concur in Senate Amendments to H. B. No. 14 and a new conference committee was appointed to confer with a like committee from the Senate relative to said amendments.

Speaker Pro Tem appointed the committee as follows: Crumbaker, Brown (Mineral), and Swift.

Upon motion of Scharnikow, duly seconded and carried, the House refused to concur in Senate Amendments to H. B. No. 17, and a new Conference Committee was appointed to confer with a like committee from the Senate relative to said Amendments.

The Speaker Pro Tem appointed the Committee as follows: Gullidge, Felton and Troy.

H. Sub. for S. B. No. 3, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Arnold, Beley, Bell, Bergeson, Berglin, Black, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Yellowstone), Fairgrieve, Faust, Felton, Gillette, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Hunter, Jones, Kenyon, Lakin, Larson, MacDonald (Flathead), McQuarrie, Ogden, O'Hara, Parsons, Peden, Penewell, Perrine, Phelps, Reeves, Rhoads, Riggs, Rixon, Roberts, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Swift, Worden, Mr. Speaker. Total, 56.

Noes: Allen, Brasier, Brooks, Brown (Mineral), Cooney, Covell, Daily, Dowlin (Rosebud), Dunbar, Dunn, English, Geis, Goodland, Goodman, Gullidge, Hathaway, Johnson (Deer Lodge), Kemp, Knudsvig, McDonald (Silver Bow), Northey, Rickard, Rouleau, Scharnikow, Spencer, Stevens, Stoner, Treloar, Troy, Wade, Wallace, Wilcomb, Williams. Total, 33.

Absent and not voting: Anderson, Austin, Blomquist, Bohling, Carlson, Charters, Johnson (Fergus), Johnson (Silver Bow), King, Provinse, Ray, Reid, Rodgers, Sickler, Silver, Snell, Spratt, Warren. Total, 18.

Upon motion of Conser, duly seconded and carried, H. B. No. 32 was taken from General Orders and placed on General Orders for 3:00 o'clock this afternoon.

Upon motion House reverted to Order of Business No. 7.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE.

The Speaker, House of Representatives, Helena, Montana.

My attention has been called, by the Representative from Toole County, to the fact that House Bill No. 26 that became a law at the Regular Session of the Seventeenth Legislative Assembly, having for its purpose the extension of the terms of office of the Commissioners of Irrigation, was so drawn as to continue in office certain commissioners, elected last year for a further period of three years, or it has been construed to that effect; and, being doubtful of the propriety of extending the terms of office of any attention to the matter, so that the necessary remedial legislation may be enacted before adjournment.

JOS. M. DIXON, Governor.

Upon motion of O'Hara, the matter contained in the Governor's message was referred to the Committee on Judiciary.

Upon motion House reverted to Order of Business No. 4,

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Judiciary Committee, to whom was referred Substitute for H. B. No. 19, a Bill for an Act entitled: "An Act to amend Chapter 79, Acts of the Fifteenth Legislative Assembly of the State of Montana, entitled, 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method of collecting such license fee and repealing Section 2773 of the Revised Codes of the State of Montana of 1907, as amended by the Act approved March 1, 1911, entitled, 'An Act to amend Section 2773 of the Revised Codes of the State of Montana of 1907 and Sections 2774 and 2777 of the Revised Codes of Montana of 1907',' as amended by Chapters 69 and 208 of the Acts of the Sixteenth Legislative Assembly, by amending Sections 5, 7 and 8 thereof, and by adding thereto two new sections to be known as Section 8A and Section 8B, and appropriating money to carry out the provisions of this Act," having had the same under consideration respectfully report: that said Substitute for H. B. No. 19 be amended as follows:

1. Amend the title thereof by inserting after the word "Section" in line 12 of such title the figure "4".

2. By inserting immediately after the enacting clause the following:

Section 1. That Section 4 of Chapter 79 of the Acts of the Fifteenth Legislative Assembly of the State of Montana be, and the same is hereby amended to read as follows:

"Section 4. The license fee shall be computed upon the total net income of the corporation received within each preceding calendar year ending December 31st: provided, that any corporation subject to this license fee may designate the last day of any month in the year as the day of the close of its fiscal year, and shall be entitled to have the license fee payable by it computed upon the basis of the net income ascertained as herein provided for the year ending on the day so designated in the year preceding the date of assessment, instead of upon the basis of the net income for the calendar year preceding the date of assessment, and it shall give notice to the State Board of Equalization of the day it has thus designated as the close of its fiscal year, at any time not less than thirty days after the first day of January of the year in which its return would be filed if made upon the basis of the calendar year.

Every corporation subject to the license fee herein imposed shall, for the year ending on the 31st day of December, or for its fiscal year selected under the provisions hereof, in each year hereafter, beginning with the year 1917, render a true and accurate return of its annual net income, in the manner and form to be prescribed by the State Board of Equalization, and containing such facts, data, and information as are appropriate, and in the opinion of the State Board of Equalization necessary to determine the correctness of the net income returned, and to carry out the provisions of this Act. For the purpose of fixing the license fee to be paid for the year 1917, every corporation subject to the license fee herein imposed shall make the required return as to its annual net income for the year 1916 on or before the first day of May, 1917. The return shall be sworn to

by the president, vice-president or other principal officer, and by the treasurer or assistant treasurer, and shall be filed with the State Board of Equalization on or before the first day of March in each year, except the year 1917, when it shall be filed on or before the first day of May. In cases wherein receivers, trustees in bankruptcy, or assignees are operating the property or business of a corporation subject to the license fee imposed by this Act, such receiver, trustee, or assignee shall make the return in the same manner and form as such corporation is hereinbefore required to make return, and any license fee due on the basis of such returns made by the receiver, trustee, or assignee, shall be assessed and collected in the same manner as if assessed directly against the corporation of whose business or property they have custody or control, and shall be paid by such receiver, trustee, or assignee out of the property of the company in his hands, prior to the claims of creditors or stockholders."

3. Amend Section 1 by inserting between lines 3 and 4 the following: "shall be certified by the State Board of Equalization to the State Treasurer, and".

4. Renumber present Sections 1, 2, 3, 4, 5, and 6 so that the same will appear respectively as Sections 2, 3, 4, 5, 6, and 7."

And your Committee recommend that as so amended said bill do pass.

Report adopted.

O'HARA, Chairman.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 35, being an Act entitled: "An Act appropriating money for the payment of per diem of officers and attaches of the Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session", respectfully report as follows: That H. B. No. 35 be recommended for passage.

Report adopted.

BUELL, Chairman.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 36, being a Bill for an Act entitled: "An Act to appropriate money for the maintenance of the State Tuberculosis Sanitarium for the period beginning March 1, 1921, and ending June 30, 1921", respectfully report as follows: That H. B. No. 36 be recommended for passage.

Report adopted.

BUELL, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to the Committees as follows:

H. B. No. 37, by Judiciary Committee, a Bill for an Act entitled: "An Act to amend Section 11 of Chapter 146 of the Montana Session Laws of 1909 as amended by Section 4 of Chapter 153 of the Montana Session Laws of 1917, as amended by Section 1 of Chapter 3 of the Session Laws of the Seventeenth Legislative Assembly of Montana of 1921, relating to the creation, organization, government and extension of irrigation districts; providing for a three year term of office of commissioners and for the expiration of their terms of office in successive years." Referred to Committee on Irrigation and Water Rights.

S. B. No. 12, by Haaland, a Bill for an Act entitled: "An Act to amend sub-division 13 of Section 1 of Chapter 48 of the Session Laws of the Sixteenth Legislative Assembly of the State of Montana, being an Act entitled: 'An Act prescribing the powers and duties of the State Board of Equalization and repealing Sections 2584 to 2592, inclusive, of the Revised Codes of Montana of 1907.'" Referred to Committee on Appropriations.

S. B. No. 7, by Lowe, a Bill for an Act entitled: "An Act to restrict the manufacture, transportation, possession, sale and use of intoxicating liquors; defining the term 'intoxicating liquors'; defining common nuisance and providing for the abatement thereof; providing for the issuance of search warrants and prescribing terms thereof; providing for the disposition of intoxicating liquors and confiscation and sale of vehicles used in unlawful transportation thereof; creating a 'Law Enforcement Fund'; providing for the appointment and compensation of special officers; and fixing penalties for the violation of this Act." Referred to Committee on Judiciary.

Upon motion, by Dillavou, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Bell in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration S. B. No. 11, by Greenup, respectfully report as follows: That S. B. No. 11 be concurred in.

Report adopted.

BELL, Chairman.

Upon motion, House recessed until 2:00 o'clock P. M.

AFTERNOON SESSION.

House resumed.

Speaker Pro Tem in chair.

Upon motion, House reverted to Order of Business No. 5,

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

The following bills were introduced, read first and second times, and referred to Committees as follows:

Sub. for H. B. No. 30, by Haynes, a Bill for an Act entitled: "An Act to amend Chapter 92 of the Session Laws of the Fourteenth Legislative Assembly of the State of Montana, with reference to observance of Sunday." Referred to Committee on Public Morals, Charities and Reforms.

Upon motion House reverted to Order of Business No. 4,

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Irrigation having had under consideration H. B. No. 37, by Judiciary Committee, a Bill for an Act entitled: "An Act to amend Section 11 of Chapter 146 of the Montana Session Laws of 1909 as amended by Section 4 of Chapter 153 of the Montana Session Laws of 1917 as amended by Section 1 of Chapter 3 of the Session Laws of the Seventeenth Legislative Assembly of Montana of 1921, relating to the creation, organization, government and extension of irrigation districts; providing for a three year term of office in successive years", respectfully report as follows: That H. B. No. 37 do pass.

Report adopted.

FAUST, Chairman.

Mr. Sepaker: We, your Committee on Public Morals, having had under consideration H. B. No. 30, respectfully report as follows: That H. B. No. 30 do not pass.

Report adopted.

HATHAWAY, Chairman.

Mr. Speaker: We, your Minority members of the Committee on Public Morals, having had under consideration Sub. H. B. No. 30, amend same by striking out in line 13 the words "or any other place of amusement", respectfully report as follows: That Sub. H. B. No. 30 do pass as amended.

HAYNES,
KENYON,
HATHAWAY.

Mr. Speaker: We, your Majority members of the Committee on Public Morals, having had under consideration Sub. for H. B. No. 30, respectfully report as follows: That Sub. H. B. No. 30 do not pass.

RIGGS,
ROULEAU,
BOORMAN,

PERRINE,
CHATFIELD,
DUNN.

Report adopted.

Haynes moved the adoption of the Minority report.

As a substitute, Roulean moved the adoption of the Majority report which motion was carried.

MOTIONS AND RESOLUTIONS.

Upon motion by Gullidge, duly seconded and carried, the action of the House on H. B. No. 17 was reconsidered.

The Senate Amendments to H. B. No. 17 were concurred in by the following roll call:

Ayes: Bell, Bergeson, Berglin, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Gullidge, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Parsons, Penewell, Perrine, Ray, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total, 80.

Noes: Beley, Jones, Ogden, O'Hara, Scharnikow. Total, 5.

Absent and not voting: Allen, Anderson, Arnold, Austin, Black, Blomquist, Brooks, Carlson, Charters, Johnson (Fergus), King, Peden, Phelps, Province, Reid, Rouleau, Sickler, Silver, Snell, Spratt, Warren, Mr. Speaker. Total, 22.

Upon motion, by Dillavou, S. B. No. 11 was placed on Third Reading.

Upon a question of quorum arising, a call of the House was demanded and the following found absent: Allen, Austin, Bergeson, Blomquist, Brasier, Brown (Mineral), Buell, Carlson, Charters, Cooney, Dillavou, Dunn, Green (Flathead), Johnson (Fergus), Lakin, McQuarrie, Reid, Rixon, Rouleau, Sickler, Snell, Spratt, Mr. Speaker. Total, 23.

Upon motion of Dillavou, duly seconded and carried, further action on call of the House was suspended.

THIRD READING OF SENATE BILLS.

S. B. No. 11, by Greenup, a Bill for an Act entitled: "An Act for the submission to the Qualified Electors of the State of Montana of an amendment to Section Fifteen of Article Twelve of the Constitution of the State of Montana, as amended; creating County Boards of Equalization, and a State Board of Equalization, and defining and prescribing their powers and duties."

Be It Enacted by the Legislative Assembly of the State of Montana:

Section 1. That Section Fifteen of Article Twelve of the Constitution of the State of Montana, as amended, be amended as hereinafter provided, and that the question of said amendment be submitted to the qualified electors of the State of Montana at the next General Election.

Section 2. That Section Fifteen of Article XII of the Constitution, as amended, be, and the same is hereby amended to read as follows:

"Section 15. The Board of County Commissioners of each county shall constitute the County Board of Equalization. The duties of such Board shall be to adjust and equalize the valuation of taxable property within their respective counties, and all such adjustments and equalizations may be supervised, reviewed, changed, increased or decreased by the State Board of Equalization. The State Board of Equalization shall be composed of three members who shall be appointed by the Governor, by and with the advice and consent of the Senate. A majority of the members of the State Board of Equalization shall constitute a quorum. The term of office of one of the members first appointed shall end on March 1st, 1925, of another first appointed on March 1st, 1927, and of the third first appointed on March 1st, 1929. Each succeeding member shall hold his office for the term of six years, and until his successor shall have been appointed and qualified. In case of a vacancy the person appointed to fill such vacancy shall hold office for the unexpired term in which the vacancy occurs. The qualifications and salaries of the members of the State Board of Equalization shall be as provided by law, provided, however, that such members shall be so selected that the Board will not be composed of more than two persons who are affiliated with the same political party or organization: provided, further, that each member shall devote his entire time to the duties of the office and shall not hold any position of trust or

profit, or engage in any occupation or business interfering or inconsistent with his duties as a member of such Board, or serve on or under any committee of any political party or organization, or take part, either directly or indirectly, in any political campaign in the interest of any political party or organization or candidate for office. The State Board of Equalization shall adjust and equalize the valuation of taxable property among the several counties, and the different classes of taxable property in any county and in the several counties and between individual taxpayers; supervise and review the acts of the County Assessors and County Boards of Equalization; change, increase or decrease valuations made by County Assessors or equalized by County Boards of Equalization; and exercise such authority and do all things necessary to secure a fair, just and equitable valuation of all taxable property among counties, between the different classes of property, and between individual taxpayers. Said State Board of Equalization shall also have such other powers, and perform such other duties relating to taxation as may be prescribed by law."

Section 3. Separate official ballots shall be provided at the general election to be held in November, 1922, which shall have printed thereon all of Section 15 of Article XII of the Constitution of the State of Montana, as amended by this Act, and below the same shall be printed the words:

[] For the above written amendment to the Constitution.

[] Against the above written amendment to the Constitution.

Each elector shall designate his preference by marking an X in the square before the proposition for which such elector desires to vote.

Section 4. The votes cast For and Against the amendment above proposed shall be canvassed, determined and declared as provided by the General Election laws of the State of Montana.

Section 5. All Acts and parts of Acts in conflict herewith are hereby repealed.

Section 6. This Act shall take effect and be in full force from and after its approval.

This Bill having been read three several times, title and history agreed to, was concurred in by the following roll call showing the necessary two-thirds majority:

Ayes: Arnold, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Fairgrieve, Faust, Felton, Geis, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kemp, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Provinse, Ray, Reeves, Rhoads, Rickard, Riggs, Rixon, Rouleau, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Stoner, Swift, Troy, Wilcomb, Williams, Worden. Total, 76.

Noes: Brooks, Cooney, Dunn, English, Goodland, Goodman, Johnson (Silver Bow), Roberts, Rodgers, Scharnikow, Stevens, Treloar, Wade, Wallace. Total, 14.

Absent and not voting: Allen, Anderson, Austin, Blomquist, Carlson, Charters, Johnson (Fergus), King, Peden, Phelps, Reid, Sickler, Silver, Snell, Spratt, Warren, Mr. Speaker. Total, 17.

Upon motion of Dillavou, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Smith in chair.

House resumed..

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration Business on General Orders, respectfully report as follows:

H. B. No. 32 do pass with the following amendment: Amend by inserting between the title and Section 1, the following words: "Be it enacted by the Legislative Assembly of the State of Montana".

H. B. No. 26 be referred to Committee on Ways and Means.

H. B. No. 25 be referred to Committee on Constitutional Amendments.

H. B. No. 31 do pass.

Sub. for H. B. No. 19 do pass.

Report adopted.

SMITH, Chairman.

Upon motion of Dillavou, duly seconded and carried, all bills just considered on General Orders, were reported correctly engrossed and placed on Third Reading.

THIRD READING OF HOUSE BILLS.

Sub. for H. B. No. 19, by Committee on Judiciary, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Arnold, Beley, Bell, Berglin, Bohling, Boorman, Brockway, Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Cooney, Covell, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, English, Fairgrieve, Felton, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Persons, Penewell, Perrine, Ray, Reeves, Rhoads, Riggs, Rixon, Roberts, Sales, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb. Total, 67.

Noes: Daily, Hathaway, Kemp, McQuarrie, Provinse, Scharnikow. Total, 6.

Absent and not voting: Anderson, Austin, Bergeson, Black, Blomquist, Brasier, Brooks, Brown (Lewis and Clark), Carlson, Charters, Conser, Crumbaker, Dowlin (Yellowstone), Dunn, Faust, Geis, Goodland, Johnson (Fergus), Jones, King, Peden, Phelps, Reid, Rickard, Rodgers, Rouleau, Sickler, Silver, Snell, Spratt, Warren, Williams, Worden, Mr. Speaker. Total, 34.

H. B. No. 31, by Judiciary Committee, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Arnold, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brockway, Brown (Mineral), Buell, Cady, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, English, Fairgrieve, Geis, Gillette, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Jones, Kemp, Kenyon, Lakin, MacDonald (Flathead), McQuarrie, Northey, Ogden, O'Hara, Parsons, Perrine, Phelps, Provinse, Ray, Rhoads, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Williams, Worden, Mr. Speaker. Total, 77.

Noes: None.

Absent and not voting: Anderson, Austin, Blomquist, Brasier, Brooks, Brown (Lewis and Clark), Carlson, Cavanaugh, Charters, Dowlin (Yellowstone), Dunn, Faust, Felton, Goodland, Johnson (Fergus), King, Knudsvig, McDonald (Silver Bow), Peden, Penewell, Reeves, Reid, Rickard, Sandy, Sickler, Silver, Snell, Spratt, Stevens, Warren. Total, 30.

H. B. No. 32, by Crumbaker, Conser, MacDonald of Flathead, Dodds, Cavanaugh and Dillavou, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Arnold, Beley, Bell, Berglin, Black, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, English, Fairgrieve, Felton, Gillette, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Ray, Reeves, Rhoads, Riggs, Rixon, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Spencer, Stoner, Swift, Troy, Wilcomb, Williams. Total, 60.

Noes: Allen, Brasier, Cooney, Daily, Dunn, English, Goodman, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, McDonald (Silver Bow), McQuarrie, Roberts, Rodgers, Rouleau, Scharnikow, Skulason, Stevens, Treloar, Wade, Wallace. Total, 21.

Absent and not voting: Anderson, Austin, Bergeson, Blomquist, Brooks, Carlson, Charters, Dowlin (Yellowstone), Faust, Geis, Goodland, Johnson (Fergus), King, Peden, Phelps, Provinse, Reid, Rickard, Sandy, Sickler, Silver, Snell, Spratt, Warren, Worden, Mr. Speaker. Total, 26.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House recessed until 4:15.

House resumed pursuant to recess.

The Speaker Pro Tem gave notice and signed in open session the following bill:

S. B. No. 9, by Hazelbaker and Paul.

Upon motion House reverted to Order of Business No. 3,

REPORTS OF SELECT COMMITTEES.

The following report was received from Select Committees:

Mr. Speaker: We, the House members of the Conference Committee appointed to confer with a like Committee from the Senate on House Bills 11 and 12, respectfully report as follows:

That the Senate has refused to appoint a Committee to confer with the Committee from the House.

We respectfully recommend that the House reconsider the vote whereby the report of the former Conference Committee was not accepted and the new Committee appointed.

We further recommend that your present Committee be discharged.

FAIRGRIEVE,
McQUARRIE,
JONES.

Report adopted.

Brasier moved the House refused to concur in Senate Amendments to H. B. No. 11.

As a substitute, Rodgers moved that action of the House on Senate Amendments to H. B. No. 11 and 12, be indefinitely postponed.

As a substitute for all pending motions, O'Hara moved that H. B. Nos. 11 and 12 be made a special order of business for tomorrow at 11:00 o'clock, seconded and carried.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House now resolved itself into a Committee of the Whole for consideration of General Orders, all bills to be read by title and Section number only and open to amendment except upon demand of any one member that they be read at length.

GENERAL ORDERS.

Johnson of Deer Lodge in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

M. Speaker: We, your Committee of the Whole having had under consideration, Business on General Orders, respectfully report as follows: That

H. B. No. 34 do pass.

H. B. No. 37 do pass.

H. B. No. 33 do pass.

H. B. No. 35 do pass.

H. B. No. 36 do pass with the following amendment:

By inserting after the word "for" in first line the words "the erection of an additional building and".

Amend Section 1 by adding another line to be known as line 6 to read "For erection of addition to main building \$20,000.00."

H. B. No. 28 do pass.

JOHNSON, of Deer Lodge, Chairman.

Johnson of Deer Lodge moved the adoption of the report of the Committee of the Whole, duly seconded and carried.

Upon motion of Buell, duly seconded and carried, the adoption of the report of the Committee of the Whole was reconsidered.

Johnson of Deer Lodge moved the adoption of the report.

Upon motion of Buell, duly seconded and carried, H. B. No. 34 was segregated from the report of the Committee of the Whole and the remainder of the report of the Committee of the Whole was adopted.

Upon motion of Buell, duly seconded and carried, H. B. No. 34 was placed on General Orders.

Upon motion of Gullidge, House Bills Nos. 37, 33, 35, 36, 28, were reported correctly engrossed and placed on Third Reading.

THIRD READING OF HOUSE BILLS.

H. B. No. 37, by Judiciary Committee, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brown (Lewis and Clark), Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Yellowstone), Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Fergus), Jones, Kemp, Kenyon, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Reeves, Reid, Rigs, Roberts, Rodgers, Rouleau, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Stoner, Swift, Stevens, Treloar, Troy, Wade, Wilcomb, Worden, Total 75.

Noes: None.

Absent and not voting: Anderson, Arnold, Austin, Blomquist, Brasier, Brockway, Brooks, Carlson, Charters, Dowlin (Rosebud), Dunbar, Dunn, English, Johnson (Deer Lodge), Johnson (Silver Bow), King, Knudsvig, MacDonald (Flathead), Peden, Ray, Rhoads, Rickard, Rixon, Sales, Sickler, Silver, Snell, Spratt, Wallace, Warren, Williams, Mr. Speaker. Total, 32.

H. B. No. 28, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Beley, Bell, Bergeson, Bohling, Boorman, Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Dillavou, Dodds, Fairgrieve, Faust, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, O'Hara, Perrine, Phelps, Provinse, Ray, Reeves, Reid, Riggs, Rixon, Roberts, Rodgers, Sandy, Scofield, Shoemaker (Yellowstone), Skulason, Smith, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Total, 61.

Noes: Daily, Kemp, McQuarrie, Rouleau, Scharnikow, Worden, Total, 6.

Absent and not voting: Anderson, Arnold, Austin, Berglin, Black, Blomquist, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Carlson, Charters, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Green (Flathead), Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), King, Ogden, Parsons, Peden, Penewell, Rhoads, Rickard, Sales, Shoemaker (Lewis and Clark), Sickler, Silver, Snell, Spratt, Wallace, Warren, Wilcomb, Williams, Mr. Speaker. Total, 40.

H. B. No. 35, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Beley, Bell, Bohling, Boorman, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Fairgrieve, Faust, Felton, Geis, Gillette, Green (Dawson), Gullidge, Hanson, Hathaway, Haynes, Hunter, Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Penewell, Perrine, Ray, Reeves, Rhoads, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Skulason, Spencer, Stevens, Stoner, Swift, Treloar, Troy, Wade, Worden, Total, 64.

Noes: None.

Absent and not voting: Anderson, Arnold, Austin, Bergeson, Berglin, Black, Blomquist, Brasier, Brockway, Brooks, Brown (Mineral), Carlson, Charters, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Goodland, Goodman, Green (Flathead), Hills, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), King, Parsons, Peden, Phelps, Provinse, Reid, Rickard,

Shoemaker (Lewis and Clark), Sickler, Silver, Smith, Snell, Spratt, Wallace, Warren, Wilcomb, Williams, Mr. Speaker. Total, 43.

H. B. No. 33, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call.

Ayes: Allen, Beley, Bell, Bergeson, Berglin, Black, Bohling, Boorman, Brown (Mineral), Buell, Cady, Cavanaugh, Charters, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), English, Fairgrieve, Faust, Felton, Gillette, Goodland, Green (Dawson), Green (Flathead), Gullidge, Hanson, Haynes, Hills, Hunter, Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Phelps, Provinse, Ray, Reeves, Rigs, Rixon, Roberts, Rodgers, Rouleau, Scofield, Silver, Skulason, Smith, Spencer, Stevens, Swift, Treloar, Troy, Wade, Williams, Mr. Speaker. Total, 69.

Noes: Hathaway, McQuarrie, Scharnikow, Stoner, Worden. Total, 5.

Absent and not voting: Anderson, Arnold, Austin, Blomquist, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Carlson, Conser, Crumbaker, Dunbar, Dunn, Geis, Goodman, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), King, Peden, Reid, Rhoads, Rickard, Sales, Sandy, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Sickler, Snell, Spratt, Wallace, Warren, Wilcomb. Total, 33.

H. B. No. 36, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Beley, Bell, Bergeson, Berglin, Bohling, Boorman, Brown (Mineral), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Fairgrieve, Felton, Geis, Gillette, Green (Flathead), Gullidge, Hanson, Hathaway, Hills, Hunter, Jones, Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Provinse, Ray, Reeves, Rickard, Riggs, Rixon, Roberts, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Skulason, Spencer, Stevens, Swift, Treloar, Troy, Wilcomb, Worden, Mr. Speaker. Total, 65.

Noes: Green (Dawson). Total, 1.

Absent and not voting: Anderson, Arnold, Austin, Black, Blomquist, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Carlson, Charters, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, Dunn, English, Faust, Goodland, Goodman, Haynes, Johnson (Deer Lodge), Johnson (Fergus), Johnson (Silver Bow), King, Peden, Phelps, Reid, Rhoads, Rodgers, Rouleau, Shoemaker (Lewis and Clark), Sickler, Silver, Smith, Snell, Spratt, Stoner, Wade, Wallace, Warren, Williams. Total, 41.

Upon motion by Gullidge, the House resolved itself into a Committee of the Whole for consideration of General Orders, bills to be read by title and section number only, and open to amendment.

GENERAL ORDERS.

Perrine in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration Business on General Orders, respectfully report as follows:

That H. B. No. 34 do pass with the following amendment:

Amend Section 4 by striking out in line 15, after the word "any" the words "portion thereof" and inserting in lieu thereof the words "such resolution".

Report adopted.

PERRINE, Chairman.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the request of the Senate was complied with and H. B. No. 14 was returned to the Senate.

Upon motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker: We, your Joint Conference Committee, appointed to consider H. B. No. 1, introduced by Committee on Ways and Means, being a Bill for an

Act entitled: "An Act requiring every person, firm, copartnership, association, joint-stock company, syndicate and corporation engaged in or carrying on the business of producing within this State petroleum or other mineral or crude oil, or engaged in or carrying on the business of owning, controlling, managing, leasing or operating within this State any well or wells from which petroleum or other mineral or crude oil is produced, to pay to the State Treasurer for engaging in and carrying on such business, certain license taxes; fixing the amount of such license taxes; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this Act", having had the same under consideration, beg leave to report as follows:

Your Committee have been unable to agree, and therefore ask to be discharged.

BOOTH,

LARSON,

HARMON, Members of Senate Committee.

SHOEMAKER,

GILLETTE,

DUNBAR, Members of House Committee.

Report adopted.

Mr. Speaker: We, your Conference Committee appointed to consider Senate Amendments to H. B. No. 14, respectfully report as follows:

The Senate declined to appoint a Committee to confer with the Committee from the House.

We recommend that the House Committee be discharged.

CRUMBAKER,

BROWN (Mineral).

SWIFT.

Report adopted.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House adjourned until 10:00 o'clock A. M., Tuesday, March 22nd.

Attest:

PERCY F. DODDS, Speaker Pro Tem.

R. H. WIEDMAN, Chief Clerk.

EIGHTEENTH DAY

House of Representatives, March 22nd, 1921.

House met at 10:00 o'clock A. M., pursuant to adjournment.

Speaker Pro Tem in chair.

Prayer by Chaplain.

Roll called and all present except: Gullidge, Johnson of Fergus, Peden, Snell, Spratt and Mr. Speaker, absent. Anderson, Austin, Carlson, King, Sickler, and Warren excused.

Quorum present.

The Journal Committee reported as follows:

Mr. Speaker: We, your Committee on the Journal, have this day examined the Journal for the Seventeenth Legislative Day, and have found the same to be correct.

Report adopted.

JOHNSON of Silver Bow, Chairman.

COMMUNICATIONS AND PETITIONS.

The following communications were received from the Senate and read in the House:

Mr. Speaker:

March 22nd, 1921.

I am directed by the Senate to inform your Honorable Body that Sub. for H. B. No. 19 was reported by the Committee on Finance and Claims, with the recommendation that said bill be not concurred in, which report was adopted, and the bill is herewith returned to the House.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 22nd, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session the following bills:

Senate Bills Nos. 5, 7, 8, and 11.

Senate Joint Memorial No. 1.

Senate Joint Resolution No. 2.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Special Investigating Committee to investigate the charge made by the Governor relating to trading of votes submitted its report, which was upon motion of Senator Slattery adopted.

Upon motion of Senator Edwards, duly seconded and carried, 1,000 copies of the above report were ordered printed.

Upon motion of Senator Booth, duly seconded and carried, the Chairman of the Investigating Committee was directed to furnish to the Secretary of State and file as a permanent record of the State a copy of the testimony taken at the hearing together with a copy of the report of the Committee.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session the following bills:

House Bills Nos. 33, 35 and 37.

Upon motion of Senator Lowe, and vote of the Senate, the Senate concurred in House amendments to Senate Bill No. 7.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Judiciary reported: H. B. No. 38, by Committee on Appropriations, "An Act appropriating money for the payment of salaries and expenses for the Industrial Accident Board for the fiscal year beginning July 1, 1921", recommend that same be concurred in.

Committee on Finance and Claims reported: H. B. No. 34, An Act authorizing and directing the borrowing of three million dollars by the State of Montana for the purpose of paying outstanding claims and accruing claims, charges and appropriations against the General Fund of the State of Montana, etc., recommend that same be concurred in.

The above reports were adopted.

The Committee of the Whole to whom was referred Business on General File reported as follows:

H. B. No. 38 and recommend that same be concurred in.

H. B. No. 34 and recommend that same be concurred in.

The above report was adopted.

RORVIK, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were read third time and concurred in, title agreed to, and the same are herewith returned to the House:

House Bills Nos. 34 and 38.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that a communication was this day received from the Governor advising that he had this day approved Senate Bill No. 9, "An Act relating to the registry and interest on State Warrants."

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second time and referred to Committees designated:

H. B. No. 28, by Committee on Appropriations, "An Act making an appropriation of money for the payment of expenses of the State Board of Equalization necessary to be incurred in the performance of the duties imposed upon such Board in connection with the taxation and equalization of property for taxation and the administration and enforcement of the laws with reference to taxes and licenses." Referred to Committee on Finance and Claims.

H. B. No. 33, by Committee on Appropriations, "An Act to appropriate money for the expenses of the Supreme Court Commission." Referred to Committee on Judiciary.

H. B. No. 35, by Committee on Appropriations, "An Act appropriating money for the payment of the per diem of officers and attaches of the Seventeenth Legislative Assembly of the State of Montana in Extraordinary Session." Referred to Committee on Finance and Claims.

H. B. No. 36, by Committee on Appropriations, "An Act appropriating money for the maintenance of the State Tuberculosis Sanitarium for the period beginning March 1, 1921, and ending June 30, 1921." Referred to Committee on Judiciary.

H. B. No. 37, by Judiciary Committee, "An Act to amend Section 11 of Chapter 146 of the Montana Session Laws of 1909 as amended by Section 4 of Chapter 153 of the Montana Session Laws of 1917 as amended by Section 1 of Chapter 3 of the Session Laws of the Seventeenth Legislative Assembly of Montana of 1921, relating to the creation, organization, government and extension of irrigation districts; providing for a three year term of office of Commissioners and for the expiration of the terms of office in successive years." Referred to Committee on Finance and Claims.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Judiciary reported H. B. No. 31, by Judiciary Committee, "An Act to amend Section 2 of Chapter 103 of the Session Laws of the Seventeenth Legislative Assembly of the State of Montana, being an Act entitled: 'An Act requiring a petition of twenty per cent of the qualified electors who are taxpayers to authorize the voting upon the issuance of any school, town, city or county bonds and providing who are entitled to vote thereon,' recommend that said bill be concurred in.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Senate Joint Memorial No. 1, by Lowe and Slattery, relative to relief for farmers, was read and adopted, title agreed to, and the same is herewith transmitted to the House with its concurrence.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following bills were read third time and concurred in, title agreed to, and the same are herewith returned to the House:

House Bills Nos. 31, 35, 36, 33, 37.

Following bills were read third time and concurred in as amended, title agreed to, and same are herewith transmitted to the House for concurrence in Senate Amendments.

House Bills Nos. 28 and 14.

Very respectfully,
C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that Standing Committees reported as follows:

Committee on Judiciary reported on House Bill No. 33, and recommended that said bill be concurred in.

Also House Bill No. 36 and recommend that said bill be concurred in.

Committee on Finance and Claims reported House Bill No. 28 and recommend that same be amended as follows:

Section 1, line 1, strike out the words and figures "Six Thousand Dollars (\$6,000.00)" and insert in lieu thereof the words and figures "Six Thousand Ninety-four Dollars (\$6,094.00)".

In Section 2, line 1, strike out the words and figures "Fifteen Thousand Dollars (\$15,000.00)" and insert in lieu thereof the words and figures "Twelve Thousand Eight Hundred Dollars (\$12,800.00)".

In Section 3, line 1, strike out the words and figures "Fifteen Thousand Dollars (\$15,000.00)" and insert in lieu thereof the words and figures "Twelve Thousand Eight Hundred Dollars (\$12,800.00)", and as amended recommend that the same be concurred in.

Also House Bill No. 35 and recommend that same be concurred in.

Also House Bill No. 37 and recommend that same be concurred in.

The above reports were adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File, respectfully report as follows:

H. B. No. 14 and recommend that same be amended as follows:

Amend by striking out the House amendment adopted in the Committee of the Whole of the House which amendment is as follows:

"Amend Section 1 in line 3 of the original bill by inserting after the word 'appropriated' the words 'out of the Capitol Building Interest and Sinking Fund', and as amended recommend that same be concurred in.

H. B. No. 31 and recommend that same be concurred in.

H. B. No. 33 and recommend that same be concurred in.

H. B. No. 36 and recommend that same be concurred in.

H. B. No. 28 and recommend that same be concurred in.

H. B. No. 37 and recommend that same be concurred in.

H. B. No. 35 and recommend that same be concurred in.

The above report was adopted.

PAUL, Chairman.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that a communication was this day received from the Governor relating to the amendment on the Workmen's Compensation Act passed by the Regular Session of the Seventeenth Legislative Assembly.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were introduced, read first and second time and referred to Committees designated:

House Bill No. 31, by Judiciary Committee, "An Act to amend Section 2 of Chapter 103 of the Session Laws of the Seventeenth Legislative Assembly of the State of Montana, being an Act entitled: 'An Act requiring a petition of twenty per cent of the qualified electors who are taxpayers to authorize the voting upon the issuance of any school, town, city or county bonds and providing who are entitled to vote thereon.'" Referred to Committee on Judiciary.

Sub. for H. B. No. 19, by Judiciary Committee, "An Act to amend Chapter 79, Acts of the Fifteenth Legislative Assembly of the State of Montana; entitled: 'An Act to license certain corporations for the exclusive use and benefit of the State of Montana, fixing the license fee for engaging in business and providing a method of collecting such license fee, and repealing Section 2733 of the Revised Codes of the State of Montana of 1907 as amended by the Act approved March 1, 1911, entitled: 'An Act to amend Section 2773 of the Revised Codes of the State of Montana of 1907 and Sections 2774 and 2777 of the Revised Codes of Montana of 1907.'" as amended by Chapters 69 and 208 of the Acts of the Sixteenth Legislative Assembly, by amending Sections 5, 7 and 8 thereof, and by adding thereto two new sections to be known as Sections 8A and 8B, and appropriating money to carry out the provisions of this Act." Referred to Committee on Finance and Claims.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that upon motion of Senator Edwards, duly seconded and carried, further consideration of House Bills Nos. 11 and 12 was indefinitely postponed.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Bills were reported by Standing Committees with the recommendation that the same be not concurred in, which reports were adopted, and the Bills are herewith returned to the House:

House Bill No. 24 and House Sub. for S. B. No. 3.

That the following Bill was read third time and concurred in, title agreed to and the same is herewith returned to the House:

House Bill No. 23.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 21, 1921.

I am directed by the Senate to inform your Honorable Body that the Standing Committees reported as follows:

Committee on Finance and Claims reported H. B. No. 24, "An Act to amend Section 1 and 2, of Chapter 51 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, providing for the classification of taxable property in this State for the purpose of taxation and providing the percentage of the true and full value of each class, which shall be taken and used as the basis for the imposition of the tax thereon," report that it not be concurred in.

Report adopted.

Committee on Judiciary reported Substitute for S. B. No. 3, by Judiciary Committee, "An Act to amend Sections 2, 3, 21 and 23 of Chapter 85 of the Laws of the Thirteenth Legislative Assembly of the State of Montana, being 'An Act creating the office of Investment Commissioner, and giving such official certain powers in relation to investment companies and stockbrokers for the protection of investors, etc.', recommend that said bill be not concurred in.

Committee on Judiciary reported H. B. No. 23, by Committee on Appropriations, "An Act appropriating money for the maintenance of the State Law Library and the Legislative Reference Bureau in connection therewith for the periods designated beginning March 1, 1921, and ending June 30, 1923," recommend that said bill be concurred in.

The above report was adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 21, 1921.

I am directed by the Senate to inform your Honorable Body that the Committee of the Whole to whom was referred Business on General File, respectfully report as follows:

H. B. No. 23 and recommend that same be concurred in.

The above report was adopted.

DIXON, Chairman.

Committee on Enrolled Bills reported Senate Bill No. 9 correctly enrolled. Report adopted.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

Mr. Speaker:

March 22nd, 1921.

I am directed by the Senate to inform your Honorable Body that the President gave notice and signed in open session the following bills:

H. B. Nos. 34, 2, 11, 28, 36 and 12.

Upon motion of Senator Junod the President appointed two committees of three members each, one to notify the Governor and one to notify the House that the Senate had completed its business and was ready to adjourn, as follows:

To notify the Governor: Senators Junod, Clark and Donlan.

To notify the House: Senators Burlingame, Cone and Dixon.

Said Committees having made their reports were discharged.

That upon motion of Senator Junod, duly seconded and carried, the Extraordinary Session of the Seventeenth Legislative Assembly adjourn sine die.

Very respectfully,

C. J. McALLISTER, Secretary of the Senate.

The following communications were received and read in the House:
The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures:

H. B. No. 16—Deficiency appropriation on account of Terminal Elevator at Great Falls.

H. B. No. 18—Appropriation for purchase of land at School for Deaf and Blind.

H. B. No. 20—Relating to irrigation districts.

H. B. No. 22—Relating to legal holidays.

JOS. M. DIXON, Governor.

REPORTS OF STANDING COMMITTEES.

The following report was received from Standing Committee:

Mr. Speaker: We, your Committee on Judiciary, having had under consideration S. B. No. 7, by Lowe, entitled: "An Act to restrict the manufacture, transportation, possession, sale and use of intoxicating liquors; defining the term 'Intoxicating Liquor'; defining common nuisance and providing for the abatement thereof; providing for the issuance of search warrants and prescribing terms thereof; providing for the disposition of intoxicating liquors and confiscation and sale of vehicles used in unlawful transportation thereof; creating a 'Law Enforcement Fund'; providing for the appointment and compensation of special officers; and fixing penalties for the violation of this Act, and repealing Chapter 39 of the Laws of the Fourteenth Legislative Assembly, Chapter 175 of the Laws of the Fifteenth Legislative Assembly, and Sections 2, 6, 15, 22, 23, 24, 25, 26, 28, 30, 31, 32, 35, 36, and 38 of Chapter 143 of the Laws of the Fifteenth Legislative Assembly, Chapter 53 of the Laws of the Twelfth Legislative Assembly, Chapter 130 of the Laws of the Fifteenth Legislative Assembly, and Chapters 164 and 182 of the Laws of the Sixteenth Legislative Assembly of the State of Montana, and all Acts and parts of Acts in conflict with this Act," respectfully report as follows:

That S. B. No. 7 be amended as follows:

On page 6, line 19, of the engrossed bill, after the words "United States" insert the words "or of this State".

In line 18 of page 8 of the engrossed bill, strike out the word "aliment" and insert in lieu thereof the word "ailment".

In line 1, Section 25 of the engrossed bill, after the word "Judge" strike out the word "or".

In line 15 of Section 25 of the engrossed bill, after the word "Judge" strike out the word "or".

In Section 26, line 20, page 19 of the engrossed bill, insert after the word "sale" in said line the following: "shall pay all liens, according to their priorities, which are established, by intervention or otherwise at said hearing or in other proceedings brought for said purpose, as being bona fide and as having been created without the lienor having any notice that the carrying vehicle was being used or was to be used for illegal transportation of liquor, and".

In line 9 of Section 35, page 23, of the engrossed bill, strike out the words "Attorney General" and insert in lieu thereof the words "Secretary of State".

In line 15 of Section 35 on page 23 of the engrossed bill, strike out the words "Attorney General" and insert in lieu thereof the words "Secretary of State".

In line 18 of Section 35 on page 23 of the engrossed bill, strike out the words "Attorney General" and in lieu thereof the words "Secretary of State".

In line 28 of Section 35 on page 23 of the engrossed bill, strike out the words "Attorney General" and insert in lieu thereof the words "Secretary of State".

And when so amended, recommend that the bill be concurred in.

Report adopted.

O'HARA, Chairman.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING
OF THE SAME.

The following resolution was introduced, read first and second times, and referred to the Committees as follows:

Senate Joint Resolution No. 2, introduced by Special Investigating Committee, Referred to Committee on Highways.

Upon motion of Johnson of Deer Lodge, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Cady in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration S. B. No. 7, by Lowe, respectfully report as follows:

That S. B. No. 7 be concurred in with the following amendments:

Amend Section 28 by striking out in line 2, the word "or" and inserting in lieu thereof the word "and" and by striking out in line 3 the word and figure "two (2)" and inserting in lieu thereof the word and figure "six (6)".

Amend Section 37 by striking out in line two of the printed bill the words "The proceeds from all fines" and insert in lieu thereof the following words: "All fines must be applied to the payment of the costs of the case in which the fine is imposed and after such costs are so deducted from the fine the balance of such fine and all other receipts from" and to insert after the word "fund" in line eight of the printed bill, the following words: "The term "costs" as herein used shall mean to include all costs incurred in connection with the arrest and all costs for the maintenance of the defendant or defendants where a fine and jail sentence is imposed."

Amend Section 28 by adding after the words "State prison" in line 12 of printed bill, the following words: "and in addition have his license to do business revoked, in the case of a manufacturer or pharmacist, and to have his license to practice revoked, in case of a physician".

OADY, Chairman.

Upon a question of quorum arising, a call of the House was demanded and the following found absent: Bergeson, Buell, Dunn, Spratt, Mr. Speaker. Total, 5.

Upon motion of Shoemaker of Yellowstone, further action under the call of the House was suspended.

Cady moved the adoption of the report of the Committee of the Whole, which motion was carried by the following roll call:

Ayes: Beley, Bell, Bergeson, Berglin, Black, Bohling, Brasier, Brown (Lewis and Clark), Buell, Cady, Chatfield, Cooney, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Geis, Gillette, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), O'Hara, Phelps, Ray, Reeves, Rhoads, Rickard, Roberts, Rouleau, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Stevens, Treloar, Troy, Wallace, Wilcomb, Williams. Total, 56.

Noes: Allen, Arnold, Boorman, Brockway, Brown (Mineral), Cavanaugh, Conser, Daily, Fairgrieve, Faust, Felton, Goodland, Hathaway, Johnson (Silver Bow), Kemp, McQuarrie, Northey, Ogden, Parsons, Perrine, Provinse, Riggs, Rixon, Rodgers, Sandy, Scharnikow, Skulason, Spencer, Stoner, Swift, Wade, Worden. Total, 32.

Absent and not voting: Anderson, Austin, Blomquist, Brooks, Carlson, Charters, Dunn, Goodman, Gullidge, Johnson (Fergus), King, Peden, Penewell, Reid, Sickler, Snell, Spratt, Warren, Mr. Speaker. Total, 19.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE.

March 22, 1921.

The Speaker, House of Representatives, Helena, Montana.

The Chairman of the Industrial Accident Board has this day called my attention to the fact that the appropriation made for carrying on the work of the Industrial Accident Board for the ensuing two years has been made from "the Industrial Accident Fund", which is a trust fund that cannot be diminished. I apprehend that the wording in question was used inadvertently and by mistake. Under the circumstances, a very serious situation confronts the administration of the entire Workmen's Compensation Act, which might leave it inoperative during the coming two years. I herewith transmit letter from Mr. Spriggs, Chairman of the Industrial Accident Board, which is self explanatory.

I call this to your attention for such action as you may deem proper.

JOS. M. DIXON, Governor.

Hon. Joseph M. Dixon, Governor of the State of Montana.

Dear Governor:

Referring to House Bill No. 270, introduced by the Committee on Appropriations, with special reference to the clause covering the appropriation for the Industrial Accident Board for the year commencing July 1st, 1921, and ending June 30th, 1922, we find the following: "For the payment of salaries and other expenses of the Industrial Accident Board to be paid from the Industrial Accident Fund, Thirty Thousand Dollars.....\$30,000". The provisions "from the Industrial Accident Fund" is an error, likely of clerical origin, as this is a trust fund and the word "Accident" should be substituted by the word "Administrative" to the end that the paragraph mentioned may read as follows: "For the payment of salaries and other expenses of the Industrial Accident Board to be paid from the Industrial Administrative Fund, Thirty Thousand Dollars.....\$30,000". It may be possible for the State Board of Examiners to interpret this according to its intent as the "Industrial Administrative Fund" and if so no change in the measure will be necessary. The bill as originally introduced as well as the printed copies thereof show this to read "Industrial Administrative Fund", thereby indicating clearly that the mistake has occurred in the engrossing, or enrolling of the bill: The error has occurred in using the word "Accident" instead of the word "Administrative". If the Board of Examiners can not interpret this to mean "Administrative Fund" instead of "Accident Fund" then a correction is necessary, providing the Industrial Accident Board is to function during the fiscal year, July 1st, 1921, to June 30th, 1922.

Very respectfully yours,

INDUSTRIAL ACCIDENT BOARD.

A. E. SPRIGGS, Chairman.

The subject matter contained in Governor's message was referred to Committee on Appropriations.

INTRODUCTION OF BILLS AND MEMORIALS, AND SECOND READING OF THE SAME.

H. B. No. 38, by Committee on Appropriations, a Bill for an Act entitled: "An Act appropriating money for the payment of salaries and expenses of the Industrial Accident Board for the Fiscal Year beginning July 1, 1921." Referred to Committee on Appropriations.

S. J. Mem. No. 1, by Lowe and Slattery. Referred to Committee on Federal Relations.

Upon motion House reverted to Order of Business No. 4.

REPORTS OF STANDING COMMITTEES.

The following reports were received from Standing Committees:

Mr. Speaker: We, your Committee on Highways, having had under consideration Senate Joint Resolution No. 2, introduced by Special Investigating Committee respectfully report that same be concurred in.

Report adopted.

McQUARRIE, Chairman.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration H. B. No. 38, being a Bill for an Act entitled: "An Act appropriat-

ing money for the payment of salaries and expenses of the Industrial Accident Board for the Fiscal Year beginning July 1, 1921," respectfully report as follows: That H. B. No. 38 do pass.

Report adopted.

BUELL, Chairman.

MOTIONS AND RESOLUTIONS.

Upon motion of Crumbaker, duly seconded and carried, H. B. No. 38 was reported correctly printed and referred to General Orders.

THIRD READING OF SENATE BILLS.

S. B. No. 7, by Lowe, having been read three several times, title and history agreed to, was concurred in by the following roll call:

Ayes: Beley, Bell, Bergeson, Berglin, Black, Bohling, Brooks, Buell, Cady, Chatfield, Cooney, Covell, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, English, Geis, Gillette, Green (Flathead), Hanson, Hills, Hunter, Johnson (Deer Lodge), Jones, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), O'Hara, Phelps, Ray, Reeves, Rhoads, Rickard, Roberts, Sales, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Stevens, Treloar, Troy, Wilcomb. Total, 48.

Noes: Allen, Arnold, Boorman, Brasier, Brockway, Brown (Mineral), Cavanaugh, Conser, Crumbaker, Fairgrieve, Faust, Goodland, Green (Dawson), Hathaway, Haynes, Johnson (Silver Bow), Kemp, McQuarrie, Northey, Ogden, Parsons, Perrine, Provinse, Riggs, Rodgers, Rouleau, Sandy, Scharnikow, Skulason, Spencer, Stoner, Swift, Wade, Wallace, Williams, Worden. Total, 36.

Absent and not voting: Anderson, Austin, Blomquist, Carlson, Charters, Dowlin (Yellowstone), Dunn, Felton, Goodman, Gullidge, Johnson (Fergus), King, Peden, Penewell, Reid, Sickler, Silver, Snell, Spratt, Warren, Mr. Speaker. Total, 21.

Paired: Brown (Lewis and Clark), and Rixon.

Upon motion, by Dillavou, duly seconded and carried, the House resolved itself into a Committee of the Whole.

GENERAL ORDERS.

Sandy in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole, having had under consideration General Orders, respectfully report as follows:

That the Senate amendments to H. B. No. 11 be concurred in. The Senate amendments to H. B. No. 12 be concurred in. That H. B. No. 38 do pass. That Senate Resolution No. 2 be concurred in.

SANDY, Chairman.

Sandy moved that the report of the Committee of the Whole be adopted.

As a substitute, Johnson of Deer Lodge, moved that House Bills Nos. 11 and 12 be segregated from the report of the Committee of the Whole, which motion was lost by the following roll call:

Ayes: Allen, Arnold, Austin, Boorman, Brasier, Buell, Cooney, Dunbar, Dunn, English, Faust, Geis, Gillette, Goodland, Goodman, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, MacDonald (Silver Bow), McQuarrie, Ray, Rickard, Roberts, Rodgers, Rouleau, Sales, Silver, Skulason, Stevens, Wade, Treloar, Wallace, Worden. Total, 33.

Noes: Beley, Bergeson, Berglin, Black, Bohling, Brockway, Brown (Lewis and Clark), Brown (Mineral), Cady, Cavanaugh, Chatfield, Conser, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Fairgrieve, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Perrine, Provinse, Reeves, Rhoads, Riggs, Rixon, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Spencer, Stoner, Swift, Troy, Wilcomb, Williams. Total, 53.

Absent and not voting: Anderson, Bell, Blomquist, Brooks, Carlson, Charters, Dowlin (Yellowstone), Felton, Gullidge, Johnson (Fergus), Jones, King, Peden, Penewell, Phelps, Reid, Sickler, Snell, Spratt, Warren, Mr. Speaker. Total, 21.

Upon motion by Crumbaker, duly seconded and carried, H. B. Nos. 38 and 21, S. J. Res. No. 2 were reported properly engrossed and placed on Third Reading.

THIRD READING OF HOUSE BILLS.

H. B. No. 38, by Committee on Appropriations, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Allen, Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Bohling, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dunbar, Dunn, Faust, Geis, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), McQuarrie, Northey, Ogden, O'Hara, Parsons, Perrine, Provinse, Ray, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Silver, Smith, Snell, Spencer, Spratt, Stoner, Swift, Treloar, Troy, Wade, Wallace, Wilcomb, Worden. Total, 78.

Noes: None.

Absent and not voting: Anderson, Austin, Brasier, Brooks, Brown (Mineral), Carlson, Charters, Dowlin (Rosebud), Dowlin (Yellowstone), English, Fairgrieve, Felton, Gillette, Gullidge, Johnson (Fergus), Johnson (Silver Bow), Jones, King, Peden, Penewell, Phelps, Reeves, Reid, Sickler, Skulason, Stevens, Warren, Williams, Mr. Speaker. Total, 29.

H. B. No. 34, by Committee on Ways and Means, having been read three several times, title and history agreed to, was passed by the following roll call:

Ayes: Arnold, Beley, Bell, Bergeson, Berglin, Black, Blomquist, Boorman, Brockway, Brown (Lewis and Clark), Buell, Cady, Carlson, Cavanaugh, Charters, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunbar, English, Fairgrieve, Faust, Geis, Gillette, Goodland, Goodman, Green (Flathead), Gullidge, Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), McDonald (Silver Bow), Northey, Ogden, O'Hara, Peden, Perrine, Provinse, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Smith, Spencer, Stevens, Swift, Treloar, Troy, Wade, Wallace Wilcomb, Worden. Total, 79.

Noes: Brasier, Brown (Mineral), Rouleau, Silver, Stoner. Total, 5.

Absent and not voting: Allen, Anderson, Austin, Bohling, Brooks, Dunn, Felton, Green (Dawson), Johnson (Fergus), Jones, King, McQuarrie, Parsons, Penewell, Phelps, Ray, Reid, Sickler, Snell, Spratt, Warren, Williams, Mr. Speaker. Total, 23.

Upon motion by O'Hara, the House recessed until 2:30 P. M.

AFTERNOON SESSION.

House resumed pursuant to recess.

Speaker Pro Tem in chair.

Upon motion House reverted to Order of Business No. 4,

REPORTS OF STANDING COMMITTEES.

The following report was received from Standing Committee:

Mr. Speaker: We, your Committee on Federal Relations having had under consideration S. J. Mem. No. 1, by Lowe and Slattery, respectfully report as follows: That S. J. Memorial No. 1 be concurred in.

Report adopted.

KNUDSVIG, Chairman.

Upon motion House reverted to Order of Business No. 3,

REPORTS OF SELECT COMMITTEES.

The following reports were received from Select Committees:

Mr. Speaker: Your Committee, appointed to confer with a like Committee from the Senate, on House Bill No. 2, a Bill for an Act entitled: "An Act to Establish a Tax on Direct and Collateral Inheritance Bequests and Devises, to Provide for the Assessment and Collection and Directing the Disposition of the

Proceeds thereof, and Repealing, subject to certain reservations, Sections 7724 to 7751, both inclusive, of the Revised Codes of 1907", beg leave to report that the Senate has refused to appoint a Conference Committee or to recede from its amendments to said bill. There are many amendments made to said bill by the Senate; all but four of these amendments are neither vital nor material to said bill but affect in some instances the policy of administration and in other instances mere verbal changes suiting the fancy of the reader of the bill. There are, however, four Senate amendments that are material and change the purpose of the bill and are as follows:

1. Amendment made to subdivision 3 of Section 1 by which there was inserted, after the word "property" in the first line of such subdivision the words "within this State and such transfer is".

Subdivision 1 of Sec. 1 refers to property of a resident passing by will or through administration of an estate by the courts; subdivision 2 of such section refers to property of a non-resident within this State which passes by will or through administration of the estate by the courts of this State. Subdivision 3, to which this amendment is made, refers to property of both residents and non-residents, which, if passing by will or by administration of an estate by our courts, would be required to pay a tax, but which is deeded or given away during the life of the decedent for the very purpose of preventing the same passing by will or through administration proceedings. With this amendment the result may often be that a resident may convey his property in contemplation of death and will not be required to pay any tax, while if he did not convey it but passed it by will or by intestate laws he would be required to pay. Eliminating this amendment required payment in all cases alike.

2. The amendment made to subdivision 3 of Sec. 1 by which the words "an adequate" were stricken out and the word "other" inserted, and the words "construed to" stricken out and the words "prima facie presumed to" inserted.

Before amendment this provision was simply to the effect that a transfer by deed, etc., made within two years prior to death of the grantor, of a material part of this estate, or in the nature of a final disposition or distribution thereof and without an adequate valuable consideration shall be construed to have been made in contemplation of death. This amendment makes this provision practically valueless. An "adequate valuable" consideration means a consideration in money or money's worth fairly equal to the value of the property. The words "other valuable" consideration have an entirely different meaning. Under this amendment a transfer of property by deed by one fearing immediate death, for a consideration of \$1.00, or for "love and affection" would be a transfer for "other valuable Consideration" and even if made for the very purpose of defeating the payment of an inheritance tax would be a sufficient consideration to withdraw it from liability for the tax and would result in the very opposite of what this provision is intended to prevent.

What is meant by the words "prima facie presumed" is unknown. There is no such thing as a prima facie presumption. Our Codes recognize two kinds of presumptions "conclusive" and "disputable" and no other.

Several of the States have a provision similar to that placed in the bill as originally drawn, the provision in the bill being taken from Wisconsin, but no provision similar to this amendment can be found in the law of any State. The provisions of the laws of several of the States are as follows:

North Dakota: similar in every respect to that of Wisconsin and that contained in this bill as originally drawn.

Colorado: "without full and reasonable consideration and value within one year".

Delaware: "within two years prior to death without full consideration in money or money's worth, shall, unless shown to the contrary, be deemed to have been made in contemplation of death".

Tennessee: "Made within two years without consideration equal in money or money's worth to the full value of the property transferred shall be considered to have been made in contemplation of death".

Federal: "Within two years prior to his death, without a fair consideration in money or money's worth, shall, unless shown to the contrary, be deemed to have been made in contemplation of death within the meaning of this Act".

3. Amendment made to subdivision 5 of Sec. 2 by which the words "politic or" were stricken out and the words "or body politic outside this State" were inserted in lieu thereof.

The trouble with this amendment is that the words inserted have been inserted in the wrong place. Instead of being inserted in lieu of the words stricken out, they should have been inserted immediately following the word "corporate".

4. The amendment made to Section 3 by inserting after the figures (\$25,000.), in line 4 the words "and the beneficiary entitled thereto shall belong to any of the classes mentioned in subdivisions 2, 3, 4. and 5 of this Act".

Sec. 2 divides persons into five classes, fixing a rate for each class on the first \$25,000. in excess of exemption. The first class consists of husband, wife, child, etc. Sec. 3 then provides for progressive rates for each class, so that as the value of the property going to each class increases the rates increase, and as the bill was drawn and passed by the House the progressive rates applied to all classes. By the amendment, however, class one is withdrawn from the progressive rates so that a child or a wife, or a husband, receiving only \$1,000. will pay at the same rate as a child, wife or a husband receiving \$1,000,000.

The effect of this last amendment is to eliminate the progressive features of the inheritance tax from direct inheritances.

For the purpose of showing the difference between the provisions of this bill as originally drawn, and as amended, and the provisions of the laws of California and New York as they now stand, we submit the following comparative tables:

First Class. Surviving wife or husband, lineal ancestor and lineal descendant. Excess over exemptions.

	State.	First	\$25,000.	\$50,000.	\$100,000.	\$200,000.	\$250,000.	\$500,099.	\$500,099.
		\$25,000.	to	to	to	to	to	to	to
		\$50,000.	\$100,000.	\$200,000.	\$250,000.	\$500,099	\$1,999,999.		
H. B. No. 2	1	2	3	4	4	4	5		
	per cent	per cent	per cent	per cent	per cent	per cent	per cent		
Excess over \$1,000,000.	5 per cent.								
H. B. No. 2	1	1	1	1	1	1	1		
	per cent	per cent	per cent	per cent	per cent	per cent	per cent		
Excess over \$1,000,000.	1 per cent.								
as amended by Senate									
Calif.	1	2	4	7	10	10	12		
	per cent	per cent	per cent	per cent	per cent	per cent	per cent		
Excess over \$1,000,000.	15 per cent.								
N. Y.	1	2	2	4	4	4	4		
	per cent	per cent	per cent	per cent	per cent	per cent	per cent		
Excess over \$1,000,000.	4 per cent.								

The rates on various amounts in excess of exemptions under these laws would be as follows:

	\$25,000	\$50,000	\$100,000	\$200,000	\$250,000	\$500,000	\$1,000,000
H. B. No. 2	250	750	2,250	6,250	8,250	18,250	43,250
H. B. No. 2 as amended by Senate.	250	500	1,000	2,000	2,500	5,000	10,000
Calif.	250	750	2,750	9,750	14,750	39,750	97,750
N. Y.	250	750	2,000	5,000	6,750	16,750	36,750

In view of the fact that a conference on this bill cannot be obtained, and that the bill as drawn is an improvement over our present Inheritance Law in that it at least provides a workable machinery and fair distribution of the tax collected, your Committee recommends that the House re-consider its action in refusing to concur in the Senate amendments and that upon such re-consideration being had, the Senate amendments be concurred in.

Respectfully submitted,

O'HARA.
CONSER.
ARNOLD.

Upon motion, by O'Hara, duly seconded and carried, the vote by which the House refused to concur in Senate Amendments to H. B. No. 2 was re-considered and H. B. No. 2 was placed on Third Reading for concurrence in Senate Amendments.

The Speaker Pro Tem gave notice and signed in open session the following bill:

H. B. No. 37, by Committee on Judiciary.

Mr. Speaker: We, the undersigned, offered or received no compromise of any stipulated amount as a means of settling or agreeing on House Bills Nos. 11 and 12 relating to tax on cement, and plaster.

GRIFFIN
ANDERSON
LOWE

Members of first conference committee from Senate on House Bills 11 and 12 Report adopted.

Upon motion by Crumbaker, duly seconded and carried, the House reconsidered the vote by which the Senate Amendments to H. B. No. 11 were rejected.

Upon motion by Crumbaker, duly seconded and carried, H. B. No. 11 was placed on Third Reading for concurrence in Senate Amendments.

Upon motion by Crumbaker, duly seconded and carried, the House reconsidered the vote by which the Senate Amendments to H. B. No. 12 were rejected and H. B. No. 12 was placed on Third Reading.

THIRD READING OF HOUSE BILLS.

The Senate Amendments to H. B. No. 11, by Committee on Ways and Means, were concurred in by the following roll call:

Ayes: Beley, Bell, Black, Bohling, Brockway, Brown (Lewis and Clark), Cavanaugh, Chatfield, Conser, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Fairgrieve, Felton, Gillette, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Kenyon, Knudsvig, Lakin, Larson, MacDonald (Flathead), Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Provinse, Reeves, Rhoads, Riggs, Rixon, Sandy, Scharnikow, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Smith, Spencer, Stoner, Treloar, Wilcomb. Total, 49.

Noes: Allen, Arnold, Blomquist, Boorman, Brasier, Buell, Cooney, Covell, Daily, Dunbar, Dunn, English, Geis, Goodland, Goodman, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, McDonald (Silver Bow), McQuarrie, Ray, Rickard, Roberts, Rodgers, Rouleau, Sales, Silver, Skulason, Stevens, Swift, Troy, Wade, Wallace, Williams, Worden. Total, 35.

Absent and not voting: Anderson, Austin, Bergeson, Berglin, Brooks, Brown (Mineral), Cady, Carlson, Charters, Dowlin (Yellowstone), Faust, Gullidge, Johnson (Fergus), Jones, King, Peden, Phelps, Reid, Sickler, Snell, Spratt, Warren, Mr. Speaker. Total, 23.

The Senate Amendments to H. B. No. 12, by Committee on Ways and Means, were concurred in by the following roll call:

Ayes: Allen, Beley, Bell, Black, Blomquist, Bohling, Boorman, Brasier, Brockway, Brown (Lewis and Clark), Buell, Chatfield, Conser, Cooney, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Fairgrieve, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Kenyon, Knudsvig, Lakin, Larson, McQuarrie, Ogden, O'Hara, Parsons, Penewell, Perrine, Provinse, Reeves, Rhoads, Rickard, Riggs, Rixon, Rouleau, Sales, Sandy, Scharnikow, Scofield, Shoemaker (Yellowstone), Smith, Stevens, Stoner, Troy, Wilcomb, Williams, Worden. Total, 61.

Noes: Arnold, Covell, Dunbar, Dunn, English, Geis, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, McDonald (Silver Bow), Ray, Reid, Roberts, Rodgers, Silver, Skulason, Wade, Wallace. Total, 18.

Absent and not voting: Anderson, Austin, Bergeson, Berglin, Brooks, Brown (Mineral), Cady, Carlson, Cavanaugh, Charters, Faust, Gullidge, Johnson (Fergus), Jones, King, MacDonald (Flathead), Northey, Peden, Phelps, Shoemaker (Lewis and Clark), Sickler, Snell, Spencer, Spratt, Swift, Treloar, Warren, Mr. Speaker. Total, 28.

The Speaker Pro Tem gave notice and signed in open session the following bills:

H. B. No. 33, by Committee on Appropriations.

H. B. No. 35, by Committee on Appropriations.

The Senate Amendments to H. B. No. 2, by Committee on Ways and Means, were concurred in by the following roll call:

Ayes: Allen, Arnold, Bell, Bergeson, Blomquist, Bohling, Boorman, Brooks, Brown (Lewis and Clark), Buell, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Fairgrieve, Felton, Geis, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Hathaway, Haynes, Hills, Hunter, Johnson (Deer Lodge), Johnson (Silver Bow), Kemp, Kenyon, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Provinse, Reeves, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Silver, Skulason, Smith, Spencer, Stevens, Stoner, Swift, Troy, Wallace, Wilcomb, Williams, Worden. Total, 72.

Noes: Scharnikow. Total, 1.

Absent and not voting: Anderson, Austin, Beley, Berglin, Black, Brasier, Brockway, Brown (Mineral), Cady, Carlson, Charters, Dunbar, English, Faust, Gullidge, Johnson (Fergus), Jones, King, Knudsvig, MacDonald (Flathead), McQuarrie, Peden, Phelps, Ray, Reid, Rhoads, Shoemaker (Lewis and Clark), Sickler, Snell, Spratt, Treloar, Wade, Warren, Mr. Speaker. Total, 34.

Senate Amendments to H. B. No. 28, by Committee on Appropriations, were concurred in by the following roll call:

Ayes: Allen, Arnold, Beley, Bell, Bergeson, Blomquist, Bohling, Boorman, Brockway, Brooks, Brown (Lewis and Clark), Brown (Mineral), Buell, Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Dillavou, Dodds, Dowlin (Rosebud), Dunbar, Dunn, Fairgrieve, Faust, Felton, Gillette, Goodland, Goodman, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Kenyon, Knudsvig, Lakin, Larson, McDonald (Silver Bow), Northey, Ogden, O'Hara, Parsons, Penewell, Perrine, Provinse, Reeves, Rhoads, Rickard, Riggs, Rixon, Roberts, Rodgers, Sales, Sandy, Scofield, Shoemaker (Yellowstone), Skulason, Spencer, Stoner, Swift, Troy, Wade, Wallace, Wilcomb, Williams. Total, 69.

Noes: Daily, Kemp, McQuarrie, Worden. Total, 4.

Absent and not voting: Anderson, Austin, Berglin, Black, Brasier, Cady, Carlson, Charters, Dowlin (Yellowstone), English, Geis, Gullidge, Hathaway, Johnson (Fergus), Johnson (Silver Bow), Jones, King, MacDonald (Flathead), Peden, Phelps, Ray, Reid, Rouleau, Scharnikow, Shoemaker (Lewis and Clark), Sickler, Silver, Smith, Snell, Spratt, Stevens, Treloar, Warren, Mr. Speaker. Total, 34.

Senate Amendments to H. B. No. 14, by Committee on Appropriations, were concurred in by the following roll call:

Ayes: Allen, Arnold, Bell, Bergeson, Black, Blomquist, Bohling, Brasier, Brockway, Brooks, Brown (Lewis and Clark), Cavanaugh, Chatfield, Conser, Cooney, Covell, Crumbaker, Daily, Dillavou, Dodds, Dowlin (Rosebud), Dowlin (Yellowstone), Dunn, Fairgrieve, Felton, Geis, Gillette, Goodland, Green (Dawson), Green (Flathead), Hanson, Haynes, Hills, Hunter, Johnson (Deer Lodge), Kemp, Kenyon, King, Knudsvig, Lakin, Larson, McDonald (Silver Bow), McQuarrie, Northey, Ogden, Penewell, Perrine, Provinse, Ray, Reeves, Rickard, Riggs, Rixon, Roberts, Rodgers, Rouleau, Sandy, Scofield, Shoemaker (Lewis and Clark), Shoemaker (Yellowstone), Skulason, Spencer, Stoner, Swift, Troy, Wade, Wallace, Wilcomb, Williams, Worden. Total, 70.

Noes: None.

Absent and not voting: Anderson, Austin, Beley, Berglin, Boorman, Brown (Mineral), Buell, Cady, Carlson, Charters, Dunbar, English, Goodman, Gullidge, Hathaway, Johnson (Fergus), Johnson (Silver Bow), Jones, MacDonald (Flathead), O'Hara, Parsons, Peden, Phelps, Reid, Rhoads, Sales, Scharnikow, Sickler, Silver, Smith, Snell, Spratt, Stevens, Treloar, Warren, Mr. Speaker. Total, 37.

THIRD READING OF SENATE BILLS.

S. J. Res. No. 2, by Special Investigating Committee, was concurred in by an aye and no vote.

Upon motion by Ogden, duly seconded and carried, the House resolved itself into a Committee of the Whole for consideration of General Orders.

GENERAL ORDERS.

Ogden in chair.

House resumed.

Speaker Pro Tem in chair.

The Committee of the Whole reported as follows:

Mr. Speaker: We, your Committee of the Whole having had under consideration Business on General Orders, respectfully report as follows:

That S. J. M. No. 1 be concurred in.

Report adopted.

OGDEN, Chairman.

Upon motion, House reverted to Order of Business No. 8.

THIRD READING OF SENATE BILLS.

S. J. Memorial No. 1, by Lowe and Slattery, was concurred in by an aye and no vote.

On motion House reverted to Order of Business No. 5.

INTRODUCTION OF BILLS AND MEMORIALS. AND SECOND READING OF THE SAME.

House Resolution introduced by Committee on House Employees.

Be It Resolved by the House of Representatives, That

R. H. Wiedman, Chief Clerk of the House, be employed for a period of five days at Ten Dollars per day; and

That S. C. Moore, Assistant Chief Clerk, be employed for a period of five days at Eight Dollars per day; and,

That Grace Lamar, Clerk in the Chief Clerk's office, be employed for a period of five days at Six Dollars per day; and,

That Marie L. Simpson, Journal Clerk, be employed for a period of five days at Eight Dollars per day; and,

That Irma McCarthy be employed as clerk to the Journal Clerk for a period of five days at Six Dollars per day; and,

That Matilda Barnes be employed as clerk to the Journal Clerk for a period of five days at Five Dollars per day;

To take effect after the close of the Extraordinary Session of the Seventeenth Legislative Assembly to clear up all of the affairs of the House in the Extraordinary Session of the Seventeenth Legislative Assembly in the office of the Chief Clerk, Journal Clerk, Bill Clerk; that the Chief Clerk of the House be authorized to certify to the State Auditor the pay roll for services rendered under the provisions of this Resolution.

Resolution adopted.

Upon motion, by Johnson of Deer Lodge, duly seconded and carried, the House recessed until 8:00 o'clock P. M.

EVENING SESSION.

House resumed pursuant to recess.

Speaker Pro Tem in chair.

Quorum present.

CONSIDERATION OF MESSAGES FROM GOVERNOR AND SENATE.

The Speaker, House of Representatives, Helena, Montana.

I have the honor to advise you that I have this day approved the following House measures:

H. B. 33—Appropriation for expenses of the Supreme Court Commission.

H. B. 35—Appropriation for per diem of officers and attaches of the Seventeenth Assembly in Extraordinary Session.

JOS. M. DIXON, Governor.

The Speaker, House of Representatives, Helena, Montana,

I have the honor to advise you that I have this day approved House Bill No. 37, "An Act relating to the creation, organization, government and extension of irrigation districts".

JOS. M. DIXON, Governor.

The Speaker Pro Tem gave notice and signed in open session the following bills:

H. B. No. 23, by Committee on Appropriations.

H. B. No. 17, by Felton.

Upon motion House reverted to Order of Business No. 3.

REPORTS OF SELECT COMMITTEES.

The following report was received from Select Committee:

Mr. Speaker: We, your Committee appointed by the House to consider the statement made in the message of His Excellency, the Governor of the State of Montana, read to the joint assembly at the opening of the Extraordinary Session of the Seventeenth Legislative Assembly, wherein it was stated that he had been informed that a statement had been made in the tea-room of the Northern Hotel in the City of Billings by someone connected with the oil lobby that:

"In order to defeat the proposed 3 per cent rate on oil, I arranged a trade with the opponents of the tax commission bill in the Senate, and traded five votes against the tax commission bill in exchange for five votes for a 1 per cent oil tax".

And whereas, upon witnesses being summoned before the Senate Investigation Committee having under consideration that portion of the Governor's message, it further appeared from the testimony of C. W. Fowler, sworn witness, that Thomas Arthur had stated in the tea-room of the Northern Hotel, City of Billings, that:

"In order to protect ourselves from this 3 per cent oil tax, it was necessary for us to deliver some votes in the Senate and some in the House against the tax commission bill", and that he further said that, "They asked us how many we could deliver, and we said five in the Senate and nine in the House against the tax commission measure.

In the testimony of F. B. M. Collins, he stated that he heard Mr. Arthur make the statement "In order to protect ourselves it was necessary for us to deliver five votes in the Senate and nine in the House" and that he made the further statement to the effect that "we were in a position where our interests were in danger of being crucified, when they came to me, asking me how many votes I could deliver against some measure. He named the measure and I said we would deliver five, and I think he added the statement that we did so to protect ourselves from being crucified at that time".

It was testified by the witness, J. L. Alford, that Mr. Arthur said "I will tell you gentlemen how we did it". He said, "I told them that I had five votes that I could deliver", and they said, "alright, if these five votes were not men that were already with them that they were ready to do business". He said I told them also that I would give them the names of the five men, and if our five men did not come through as I said they would, they would not need to deliver the goods, or words to that effect. He said, if our five men did not come through as I said, that would end the matter, and they would not need to deliver the goods. I turned to Mr. Arthur and said, "Do you mean to tell me that you have,— He said further during his statement that there were nine votes in the House that they controlled. I asked him if he meant to say that he had five votes in the Senate and nine in the House of this Assembly in his pocket that he could control and deliver or get. He said, yes, by God, we have.

Witness Alford further testified Mr. Arthur said at the time that "We have got Joe Dixon where we can crucify him, and by God we'll do it".

Mr. Walter L. Clark testified that he remembered being present at the meeting, but did not remember anything being said about nine votes and said, "I do remember something about five votes, but I could not tell you what was said in regard to that. It was just something about five votes being short in one measure and five votes for this oil measure, as I understand it, and five votes for the tax commission measure, but I didn't get enough of it to know exactly what was said".

Mr. Arthur was sworn as a witness and testified, and while generally denying that he had made this statement with reference to votes, did say that he had made the remark attributed to him about crucifying the Governor.

Roy Covert testified in response to a question propounded to him by a member of the Investigation Committee, which question was as follows:

Q. Did you hear him say anything like this: "I will tell you how we did it. I told them that we had five votes that we could deliver in the Senate. They said that if these five were not votes that they already had they were ready to talk business. I told them that I would give them the names, and if they didn't vote as agreed that would settle the matter, and they wouldn't need to come through?"

A. Well, generally speaking that remark directly or indirectly came in a conversation much later. We were there about an hour and a half.

Mr. W. E. Rowley, who is the principal stockholder of the Northern Hotel, in which the statement was alleged to have been made, testified:

The remarks that I refer to (having referred to some remarks of Mr. Arthur) was the dealings that he had here in trying to head off this oil tax, and as he expressed it, that he had nine members in the House, as I remember, and five in the Senate which he could deliver. I don't know that he stated just how he could deliver them.—any way, in the interest of heading the oil tax.

Q. Did he say in heading off the oil tax, on the three per cent?

A. Yes, the three per cent, and favoring the one per cent.

Q. Anything said about trading or exchanging votes?

A. Well, as I remember it, the term he used was, that he had these votes which he could deliver. Now, I don't remember definitely that he said just how he proposed to deliver these votes to help out the oil situation, but the inference was, and as I understood it, that it was in connection with the proposed tax commission, although I wouldn't state positively that he stated that.

Your Committee believe that the fact that Mr. Arthur made the statement substantially as stated by the Governor in his message is amply approved from the evidence, notwithstanding that a vast amount of careful examination was indulged in for the purpose of clouding or mystifying the real issue involved. We believe that anyone who will read the record could come only to one conclusion and that is that the Governor was justified in, and should be commended for, bringing this matter to the attention of the Legislature.

We further report that we do not find in the record taken, any evidence of any character tending to show that any member of this Assembly is in any wise culpable in connection with the charge, and specifically exonerate all members of the Assembly of any connection therewith.

Respectfully submitted,

A. M. BLACK

O'ILARA

MacDONALD (Flathead)

MILES CAVANAUGH of Silver Bow

CALVIN CRUMBAKER

G. A. BROWN

Report adopted.

REPORTS OF STANDING COMMITTEES.

The following report was received from Standing Committee:

Mr. Speaker: We, your Committee on Ways and Means having had under consideration H. B. No. 26, introduced by Committee on Ways and Means, a Bill for an Act entitled: "An Act authorizing and directing the borrowing of three million dollars by the State of Montana for the purpose of paying outstanding claims and accruing claims, charges and appropriations against the General Fund of the State of Montana, making provisions as to the terms and conditions thereof, and directing the disposition of the proceeds thereof; providing for the repayment of the same and the interest thereon and creating, for the purpose of such repayment from the moneys accruing from taxes levied for general state purposes for the years 1921 and 1922, a special fund to be known as the 'Treasury Note Redemption Fund' and making an appropriation for such repayment; authorizing and directing the issuance of a series of Treasury Notes for said loan, fixing the form thereof, making an appropriation for the payment of all

expenses incident to negotiation of said loan and the issuance of said notes; repealing all Acts or parts of Acts in conflict herewith, and declaring an emergency", respectfully report as follows: That H. B. No. 26 do not pass.

Report adopted.

BERGESON, Chairman.

The privilege of the floor was at this time given to Hon. Pat Carney of Madison County, who thereupon delivered a very interesting address to the members of the Extraordinary Session of the Seventeenth Legislative Assembly.

The privilege of the floor was also given to the Hon. John Wilson of Judith Basin County.

The Speaker Pro Tem gave notice and signed in open session the following bills:

S. B. No. 7 by Lowe.

S. B. No. 5 by Heren.

S. B. No. 8 by Junod.

S. J. Mem. No. 1 by Lowe and Slattery.

S. J. Res. No. 2 by Special Investigation Committee.

S. B. No. 11 by Greenup.

Lakin moved that 2,000 copies of the report of the Committee appointed to investigate the matter contained in the Governor's message, pertaining to trading of votes, be ordered printed.

As an amendment, Rhoads moved that one copy of the report be deposited in the State Historical Library, duly seconded and carried.

The original motion was then put and carried.

Upon motion of Fairgrieve, duly seconded and carried, the Chief Clerk of the House was instructed to mail a proportionate number of copies to the members of the House.

The Speaker Pro Tem gave notice and signed in open session the following bills:

H. B. No. 11 by Committee on Ways and Means.

H. B. No. 12 by Committee on Ways and Means.

H. B. No. 36 by Committee on Appropriations.

H. B. No. 14 by Committee on Appropriations.

H. B. No. 28 by Committee on Appropriations.

H. B. No. 2 by Committee on Appropriations.

H. B. No. 34 by Committee on Appropriations.

H. B. No. 31 by Committee on Appropriations.

Upon motion by Conser, duly seconded and carried, the Speaker Pro Tem appointed the following committee of three to notify the Honorable Senate that the House of Representatives of the Extraordinary Session of the Seventeenth Legislative Assembly of the State of Montana had completed its work and was about to adjourn sine die: Conser of Fallon, Faust of Granite and Scofield of Powder River.

Upon motion by Conser, duly seconded and carried, the Speaker Pro Tem appointed the following committee of three to notify His Excellency the Governor that the House of Representatives of the Extraordinary Session of the Seventeenth Legislative Assembly of the State of Montana had completed its work and was about to adjourn sine die: Bergeson of Chouteau, Perrine of Glacier, and Rouleau of Silver Bow.

The committee appointed to notify the Senate, reported its task completed.

The committee from the Senate, reported that body as having completed its work and about to adjourn sine die.

The committee appointed to notify His Excellency the Governor, reported its task completed.

Upon motion by Johnson of Deer Lodge, duly seconded and carried, the House of Representatives of the Extraordinary Session of the Seventeenth Legislative Assembly of the State of Montana adjourned at 11:59 o'clock P. M. Tuesday, March 22nd, 1921, sine die.

Attest:

R. H. WIEDMAN, Chief Clerk.

FRED L. GIBSON, Speaker.

